


THE UNIVERSITY
OF ILLINOIS
LIBRARY

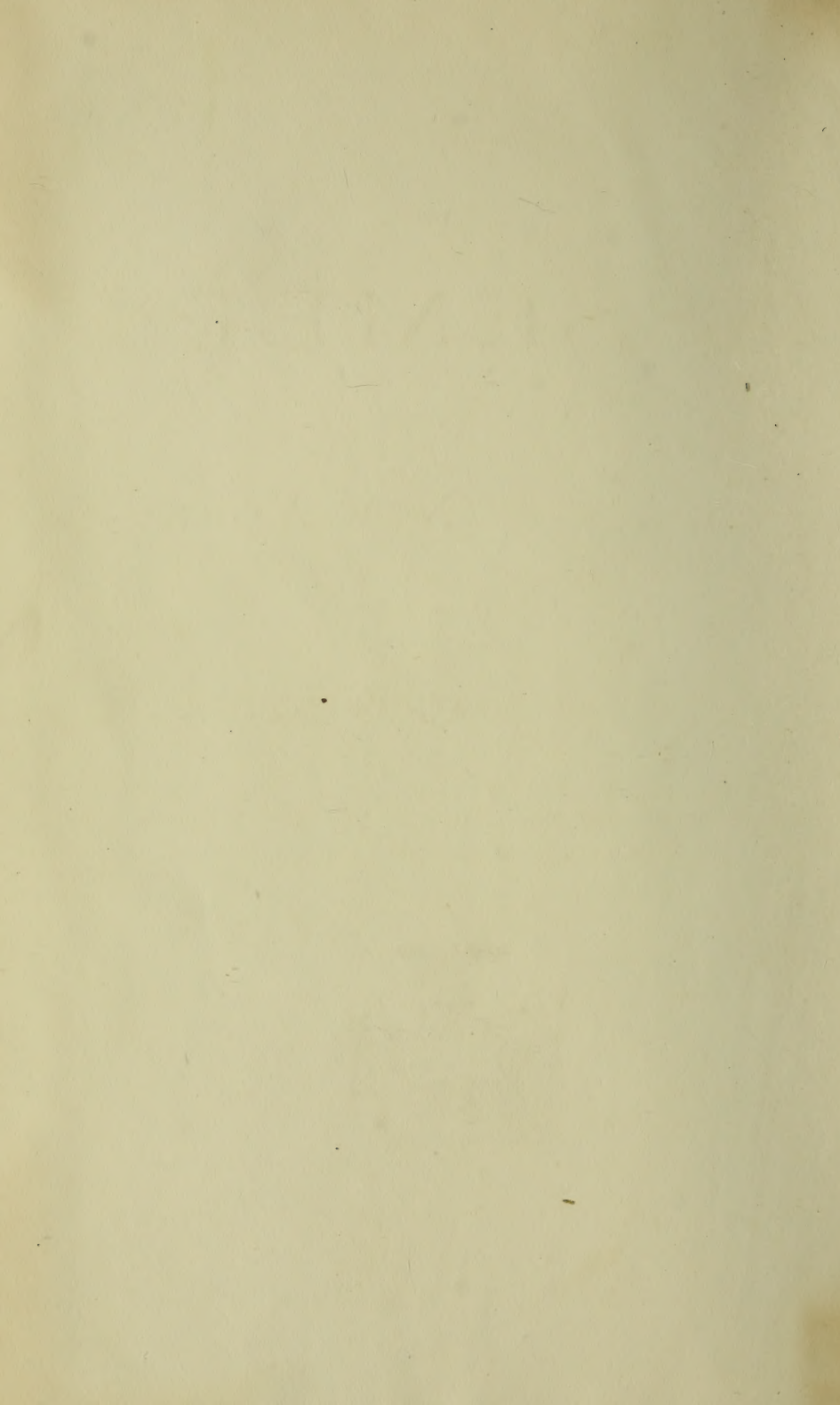
328.7471

N48

1901'



Digitized by the Internet Archive
in 2014



LIBRARY
UNIVERSITY OF ALBANY
JAN 17 1901

JOURNAL

OF THE

ASSEMBLY

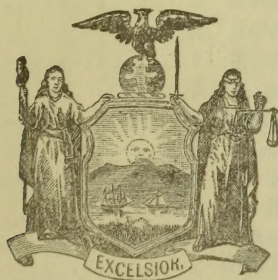
OF THE

STATE OF NEW YORK

AT THEIR

ONE HUNDRED AND TWENTY-FOURTH SESSION

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF ALBANY, ON
WEDNESDAY, THE SECOND DAY OF JANUARY, 1901.



ALBANY:
JAMES B. LYON, STATE PRINTER.
1901.

328.7471

N48

1901

JOURNAL OF THE ASSEMBLY.

STATE OF NEW YORK:

ASSEMBLY CHAMBER, IN THE CITY OF ALBANY.

WEDNESDAY, JANUARY 2, 1901.

Pursuant to section six of article ten of the Constitution of this State, the gentlemen whose names are given in the following list appeared in the Assembly Chamber. The said list contains the names of the representatives elected to the Assembly in the several districts for the current year, as certified by the Secretary of State, viz.:

County.	District.	Name.
Albany	1	William L. Coughtry.
	2	Abram S. Coons.
	3	George T. Kelly.
	4	Thomas G. Ross.
Allegany .....	..	Jesse S. Phillips.
Broome	1	James T. Rogers.
	2	John H. Swift.
Cattaraugus	1	Myron E. Fisher.
	2	Albert T. Fancher.
Cayuga	1	Ernest G. Treat.
	2	George S. Fordyce.
Chautauqua	1	J. Samuel Fowler.
	2	S. Frederick Nixon.
Chemung .....	..	Charles H. Knipp.
Chenango .....	..	Jotham P. Allds.
Clinton .....	..	John F. O'Brien.
Columbia .....	..	Sanford W. Smith.
Cortland .....	..	Henry A. Dickinson.
Delaware .....	..	Delos Axtell.
Dutchess	1	John T. Smith.
	2	Francis G. Landon.

273843

County.	District.	Name.
Erie	1	John H. Bradley.
	2	Edward R. O'Malley.
	3	George Geoghan.
	4	William Schneider.
	5	Charles F. Brooks.
	6	George Ruehl.
	7	John K. Patton.
	8	Elijah Cook.
Essex .....	..	James M. Graeff.
Franklin .....	..	Halbert D. Stevens.
Fulton and Hamilton.....	..	William Harris.
Genesee .....	..	John J. Ellis.
Greene .....	..	William W. Rider.
Herkimer .....	..	Samuel M. Allston.
Jefferson	1	Morgan Bryan.
	2	Charles O. Roberts.
Kings	1	John Hill Morgan.
	2	John McKeown.
	3	James J. McInerney.
	4	Charles H. Cotton.
	5	Abram C. DeGraw.
	6	John Harvey Waite.
	7	John D. Holsten.
	8	John C. L. Daly.
	9	William P. Fitzpatrick.
	10	John Rainey.
	11	Waldo R. Blackwell.
	12	Frank J. Price.
	13	Thomas F. Mathews.
	14	Thomas P. Hawkins.
	15	Charles Juengst.
	16	Gustavus C. Weber.
	17	Harris Wilson.
	18	Jacob D. Remsen.
	19	Conrad Hasenflug.
	20	William F. Delaney.
	21	Joseph H. Adams.
Lewis .....	..	John L. Smith.
Livingston .....	..	Otto Kelsey.
Madison .....	..	Robert J. Fish.
Monroe	1	Merton E. Lewis.
	2	Adolph J. Rodenbeck.
	3	Richard Gardiner.
	4	Isaac W. Salyerds.
Montgomery .....	..	Alphonso Walrath.

County.	District.	Name.
New York.....	1	Michael Halpin.
	2	James A. Rierdon.
	3	Wauhope Lynn.
	4	William H. Burns.
	5	Nelson H. Henry.
	6	Timothy P. Sullivan.
	7	James E. Duross.
	8	Charles S. Adler.
	9	William H. Wilson.
	10	Julius Harburger.
	11	Michael J. Dempsey.
	12	Leon Sanders.
	13	Richard S. Reilley.
	14	Louis Meister.
	15	James E. Smith.
	16	Samuel Prince.
	17	James J. Fitzgerald.
	18	George P. Richter.
	19	Julius H. Seymour.
	20	Henry C. Honeck.
	21	William S. Bennet.
	22	Joseph Baum.
	23	William H. Smith.
	24	Leo Ph. Ulmann.
	25	John A. Weekes, Jr.
	26	John J. O'Connell.
	27	Gherardi Davis.
	28	John T. Dooling.
	29	Hal Bell.
	30	Samuel F. Hyman.
	31	Arthur L. Sherer.
	32	John Poth.
	33	John J. Egan.
	34	John J. Scanlon.
	35	Henry Bruckner.
Niagara	1	John T. Darrison.
	2	John H. Leggett.
Oneida	1	Michael J. McQuade.
	2	Fred J. Brill.
	3	Edward M. Marson.
Onondaga	1	Edward V. Baker.
	2	Frederick D. Traub.
	3	Martin L. Cadin.
	4	Fred W. Hammond.
Ontario .....	..	Jean L. Burnett.

County.	District.	Name.
Orange	1	John Orr.
	2	Louis Bedell.
Orleans .....	..	William W. Phipps.
Oswego	1	Thomas D. Lewis.
	2	Thomas M. Costello.
Otsego .....	..	Andrew R. Smith.
Putnam .....	..	William W. Everett.
Queens	1	Luke A. Keenan.
	2	Eugene F. Vacheron.
Queens and Nassau.....	3	George W. Doughty.
Rensselaer	1	Hugh Galbraith.
	2	John F. Ahern.
	3	Charles W. Reynolds.
Richmond .....	..	Calvin D. Van Name.
Rockland .....	..	George Dickey.
St. Lawrence	1	Charles S. Plank.
	2	Benjamin A. Babcock.
Saratoga .....	..	William K. Mansfield.
Schenectady .....	..	Andrew J. McMillan.
Schoharie .....	..	Daniel Frisbie.
Schuyler .....	..	Olin T. Nye.
Seneca.....	..	John Kaiser, Jr.
Steuben	1	Frank C. Platt.
	2	Hyatt C. Hatch.
Suffolk	1	Joseph N. Hallock.
	2	George A. Robinson.
Sullivan .....	..	Edwin R. Dusingery.
Tioga .....	..	Edwin S. Hanford.
Tompkins .....	..	Benn Conger.
Ulster	1	Robert A. Snyder.
	2	Solomon P. Thorn.
Warren .....	..	Charles H. Hitchcock.
Washington .....	..	Samuel B. Erwin.
Wayne .....	..	Frederick W. Griffith.
Westchester	1	William C. Mains.
	2	Alford W. Cooley.
	3	James K. Apgar.
Wyoming .....	..	Charles J. Gardner.
Yates .....	..	Fred U. Swarts.

STATE OF NEW YORK. }
OFFICE OF THE SECRETARY OF STATE. } ss.:

I hereby certify, that the foregoing is a correct list of the members of Assembly, elected in the several Assembly districts of said State, at the general election held November 6, 1900, as

certified to this office by the county clerk of the several counties of said State, and which certificates remain on file in this office.

Witness my hand and seal of office of the Secretary of [L. s.] State, at the city of Albany, this second day of January, nineteen hundred and one.

JOHN T. McDONOUGH,
Secretary of State.

The members were called to order at 11 o'clock a. m. by A. E. Baxter, Clerk of the last Assembly.

The proceedings were opened with prayer by Rev. Edwin Forest Hallenbeck.

The Clerk then called the roll as furnished by the Secretary of State, and the following members responded:

Adams	Darrison	Hanford	McQuade	Ruehl
Adler	Davis	Harburger	Meister	Salyerds
Ahern	DeGraw	Harris	Morgan	Sanders
Allds	Delaney	Hasenflug	Nixon	Scanlon
Allston	Dempsey	Hatch	Nye	Schneider
Apgar	Dickey	Hawkins	O'Brien	Seymour
Axtell	Dickinson	Henry	O'Connell	Sherer
Babcock	Dooling	Hitchcock	O'Malley	Smith A R
Baker	Duross	Holsten	Orr	Smith J E
Baum	Dusinbery	Hyman	Patton	Smith J L
Bedell	Egan	Erwin	Phillips	Smith J T
Bell	Ellis	Juengst	Phipps	Smith S W
Bennet	Everett	Kaiser	Plank	Smith W H
Blackwell	Fancher	Keenan	Platt	Snyder
Bradley	Fish	Kelly	Poth	Stevens
Brili	Fisher	Kelsey	Price	Sullivan
Brooks	Fitzgerald	Knipp	Prince	Swarts
Bruckner	Fitzpatrick	Landon	Rainey	Swift
Bryan	Fordyce	Leggett	Reilley	Thorn
Burnett	Fowler	Lewis M E	Remsen	Traub
Burns	Frisbie	Lewis T D	Reynolds	Treat
Cadin	Galbraith	Lynn	Richter	Ulmann
Conger	Gardiner R	Mains	Rider	Vacheron
Cook	Gardner C J	Mansfield	Rierdon	Van Name
Cooley	Geoghan	Marson	Roberts	Waite
Coons	Graeff	Mathews	Robinson	Walrath
Costello	Griffith	McInerney	Rodenbeck	Weber
Cotton	Hallock	McKeown	Rogers	Weekes
Coughtry	Halpin	McMillan	Ross	Wilson W H
Daly	Hammond			147

A quorum having answered to their names, the Clerk announced the first business in order was the election of a Speaker.

Mr. Allds offered for the consideration of the House a resolution, in the words following:

Resolved, That the House do now proceed to the election of Speaker; that the roll of members be called by the Clerk, and that each member, as his name is called, rise in his place and openly name his choice for such office.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The House then proceeded to the election of Speaker.

The Clerk called the roll of members, whereupon each member as his name was called, rose in his place and nominated as follows:

S. FREDERICK NIXON.

Adams	Coons	Griffith	Nye	Seymour
Adler	Costello	Hallock	O'Brien	Sherer
Ahern	Cotton	Hammond	O'Malley	Smith A R
Allds	Coughtry	Hanford	Orr	Smith J L
Allston	Darrison	Harris	Patton	Smith J T
Apgar	Davis	Hatch	Phillips	Smith S W
Axtell	DeGraw	Henry	Phipps	Smith W H
Babcock	Dickinson	Hitchcock	Plank	Snyder
Baker	Doughty	Erwin	Platt	Stevens
Bedell	Dusinbery	Kelsey	Price	Swarts
Bell	Ellis	Knipp	Rainey	Swift
Bennet	Everett	Landon	Remsen	Thorn
Blackwell	Fancher	Leggett	Reynolds	Traub
Brill	Fish	Lewis M E	Roberts	Treat
Brooks	Fisher	Lewis T D	Robinson	Vacheron
Bryan	Fordyce	Mains	Rodenbeck	Waite
Burnett	Fowler	Mansfield	Rogers	Walrath
Cadin	Galbraith	Marson	Ross	Weber
Conger	Gardiner R	McMillan	Ruehl	Weekes
Cook	Gardner C J	McQuade	Salyerds	Wilson H
Cooley	Graeff	Morgan	Schneider	104

DANIEL D. FRISBIE.

Baum	Duross	Holsten	McKeown	Sanders
Bradley	Egan	Hyman	Meister	Scanlon
Bruckner	Fitzgerald	Juengst	Poth	Smith J E
Burns	Fitzpatrick	Kaiser	Prince	Sullivan

Daly	Geoghan	Keenan	Reilley	Ulmann
Delaney	Halpin	Kelly	Richter	Vacheron
Dempsey	Harburger	Lynn	Rider	Van Name
Dickey	Hasenflug	Mathews	Rierdon	Wilson W H
Dooling	Hawkins	McInerney		42

Mr. S. Frederick Nixon having received a majority of all the votes cast, the Clerk declared him duly elected Speaker for the Assembly of 1901, and appointed Messrs. Allds and Frisbie a committee to conduct the Speaker-elect to the chair.

Mr. Speaker on taking the chair addressed the House as follows:

Gentlemen of the Assembly of the State of New York:

In returning my heartfelt thanks for your partiality in designating me to preside over your deliberations, my third term in this distinguished office, I take pleasure also in noting how many of you have heretofore been members of this body and have been returned by your constituents for farther service here. Knowing as I do the character of your previous work as legislators, I congratulate your constituents upon retaining your services, and I congratulate you upon their approval of your record.

Since the adjournment of the last Assembly we have had the impressive spectacle of the choice of Chief Magistrate of this great nation of over 76,000,000 population, being submitted to the people, and that choice expressed in an orderly, dignified manner, and the result loyally acquiesced in by all.

The majority was quite emphatic in this State as well as in the Nation, and we find the majority of the dominant party materially increased in this Assembly. This is not a commission to legislate for the advancement of a political party regardless of the public interest, but should rather make us more conservative, more painstaking, more scrupulous in our action, that we may prove ourselves worthy of the great mark of confidence which the sovereign people have bestowed upon us. This confidence has been reposed in the dominant party of the State and Nation in pursuance of certain principles and pledges which we enunciated before the people in the recent campaign. I insist, and so far as my influence goes shall endeavor to insure, that those principles shall be loyally sustained and that every party pledge shall be conscientiously kept. A wit in the United States Congress once declared that a party platform is like the car platform in a railway train, made to stand upon while you are getting in but not to remain there after the train starts. Every honest partisan should resent that implication. I hold that the pledges

made to the people during a political campaign are as binding as promissory notes, and as sacred as the solemn oaths we take when we assume the duties of office.

Very important measures will come before this Assembly and I trust they will receive your early and most earnest attention.

The subject of an adequate water supply for the great city of New York is one of the important matters that has occupied public attention for over a year past, and it should be permanently settled this session that the city shall own its own supply, and if any corporation has acquired powers that might prevent any city or village in the State from owning its source of water supply, the charter of that corporation should be repealed and the people protected in their right to municipal ownership.

The problem of taxation is always with us and no solution satisfactory to all has yet been reached. Especially do the farmers of the State complain when they see the great burdens heaped upon real estate, while the proportion of personal property that contributes to the payment of public expenses diminishes each year. There is no portion of our population who toil so hard with so meagre recompense when the amount of their investment and the importance of their products are considered, as the farmers of the State. They are the conservators of good government, of good citizenship, and of a stable commonwealth, but living in homes scattered far and wide, while they have some excellent organizations, especially the State Grange, they have not the facilities for making their desires and protests heard that are so easily made use of by the citizens of densely populated communities or by members of labor unions and combinations of capitalists.

In my opinion the time has come when in view of the great personal and corporate wealth of the State, there should be no longer any State tax upon real estate. Some way should be found and I believe can be devised, to raise all the necessary revenue for State expenses without levying a dollar upon real estate. Other States have succeeded in this purpose, and our State, the richest of all, can certainly do it. There would still be plenty left for real estate to pay in meeting local expenses, which are quite generally burdensome.

The commercial supremacy of the State of New York is a matter of pride and personal interest with us all.

A stupendous plan to preserve or enhance that supremacy, regardless of the amount of expenditure required, should not be hastily adopted, lest it prove an investment involving such a heavy burden of debt and interest and annual expense that the burden upon taxpayers will more than offset all the benefits that may be derived. On the other hand I trust that no such proposi-

tion may be considered unfavorably solely because all counties may not be benefited alike. We are all interested in the prosperity of our grand Empire State as a whole, and should be ready to contribute our share to it upon any feasible plan, first being sure that it will not simply prove an expensive experiment like one which has already been attempted and abandoned.

Serious questions will arise in the consideration of amendments to the charter of Greater New York, some of which have already been prepared by an able commission and others will no doubt be presented. It is a difficult problem to define exactly the proper dividing line between complete home rule and State control. Upon matters which concern only the city itself, there is no disposition among the people of the State to exercise any State control, but the fairness of all general elections is vital to the rights of every voter in the State, wherever he may reside. The ideal police force would be one which should not be the servant of any political organization, but whose sole aim and ambition should be to protect life and property, to prevent crime and see that it is brought to punishment, and especially to see to it that the voice of the people shall be expressed at the ballot box with absolute accuracy and devoid of opportunity for even suspicion of fraud. This ideal can be easily attained with a police force properly organized and placed beyond the reach of partisan oppression. Partisanship is entirely out of place in connection with the control of the police force in any city, and especially where there are so many ramifications of politics as in the city of New York. The people of the State demand, and they have a right to demand, that they need not approach the ballot box in their respective counties with the feeling that their ballot is of no avail because it is to be offset many times over by fraudulent ballots in a great city, with a police force indifferent to such fraud. There should be such legislation as will make it absolutely impossible for the police to become the dominating or controlling force at the time of elections except in the way of protecting the purity of the ballot box.

In amending the charter of Greater New York I suggest that it be done with a view of reducing the current expenses of that great municipality. New York city's annual expenses are now four times those of the state of New York. In the business world great combinations are frequently made with the purpose and result of more economical administration, but in Greater New York the reverse has been the result. The annual expenses of the consolidated city are largely in excess of the expenses of its component parts when they had separate governments. This ought not so to be in accordance with the laws of business, and a great city is simply a great business corporation whose citizens

are the stockholders, and the officers whom they choose are the directors. Every part of a city government should be conducted on strictly business principles. Partisan politics should have no part in a city election except so far as they insure a better and more economical business administration.

The first year of the twentieth century is to be made memorable in this State by the Pan-American Exposition. It will be held near our western boundary, in the second city of the State, the city next in size and importance to the great metropolis of New York. No better point could be selected for this exposition, for it is in the center of a circle with 500 miles radius, whose circumference encloses the homes of forty millions of prosperous people. Many more will visit the exposition from outside that circle, and for a time at least the population of our State will be greatly increased. New York State will be highly honored and benefited by this enterprise of the citizens of Buffalo, and thirteen millions of dollars now being expended will insure one of the grandest expositions of human skill and invention, of strictly American art and science, that the world has ever seen. The State has through a former Legislature liberally aided the Pan-American Exposition, and I feel that we should all take a State pride in it, and aid it to farther extent if such aid should prove to be necessary.

For two successive years the Assembly has passed a bill giving women who pay taxes, the right to vote upon all financial propositions which are submitted to the voters of any municipality. That bill is obviously a measure of simple, unquestionable justice, and I hope the Assembly will keep on passing it until it becomes a law.

In the past few years we have had earlier adjournments of the Legislature than formerly, and I still hold to the belief, which I have often expressed, that it is as easy to complete all of the work required of us in three months as in four, with proper attention to business early in the session. Especially I urge every member to get in the bills affecting only his own locality as early as possible, and then attend the committee meetings and see that such bills are reported and go on the calendar promptly. This kind of activity will leave more opportunity for deliberation over the very important measures which affect the whole State, and which it takes time and consultation and painstaking care to perfect.

This is the opening session not only of the year 1901, but of the twentieth century of the christian era. The history of the century just closed is brilliant in its record of human achievements, of scientific and industrial triumphs, of progress in popular education and in popular self government. Its history is glorious because of the spread of liberty and civilization around

the globe. We trust that the century now beginning may do even more for the elevation of mankind, and especially that in our State every needed reform may be accomplished long before the century is completed.

A little over one hundred years ago the first Legislature of the State of New York assembled at Kingston, and succeeding generations have honored those able and patriotic men who laid broad and deep the foundations of our grand commonwealth. We have the rare opportunity of writing the first chapter of the legislative record of a new century. May our successors a century hence review this chapter with the verdict that it was a most auspicious beginning of a still more glorious hundred years.

With reference with my administration of this office I have only to repeat my former pledges, which I trust you believe I have uniformly kept, that every member shall be treated with exact fairness and equal courtesy, and the rules of the body will be enforced with strict impartiality.

I also assure you that there shall be no effort lacking on my part to advance the business for which we are assembled, and I am willing at all times to devote as many hours a day as any of you in hard work to complete our labors early in the month of April.

Again thanking you for your kind partiality in electing me to this honorable position, I ask your further pleasure.

Mr. Knipp offered for the consideration of the House a resolution, in the words following:

Resolved, That the House do now proceed to the election of Clerk; that the roll of members be called by the Clerk, and that each member, as his name is called, rise in his place and openly name his choice for such officer.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker directed the Clerk to call the roll, when each member as his name was called, nominated as follows:

ARCHIE E. BAXTER.

Adams	Coons	Griffith	Nye	Seymour
Adler	Costello	Hallock	O'Brien	Sherer
Ahern	Cotton	Hammond	O'Malley	Smith A R
Allds	Coughtry	Hanford	Orr	Smith J L
Allston	Darrison	Harris	Patton	Smith J T
Apgar	Davis	Hatch	Phillips	Smith S W
Axtell	DeGraw	Henry	Phipps	Smith W H

Babcock	Dickinson	Hitchcock	Plank	Snyder
Baker	Doughty	Erwin	Platt	Stevens
Bedell	Dusinbery	Kelsey	Price	Swarts
Bell	Ellis	Knipp	Rainey	Swift
Bennet	Everett	Landon	Roberts	Thorn
Blackwell	Fancher	Leggett	Remsen	Traub
Brill	Fish	Lewis M E	Reynolds	Treat
Brooks	Fisher	Lewis T D	Robinson	Vacheron
Bryan	Fordyce	Mains	Rodenbeck	Waite
Burnett	Fowler	Mansfield	Rogers	Walrath
Cadin	Galbraith	Marson	Ross	Weber
Conger	Gardiner R	McMillan	Ruehl	Weekes
Cook	Gardner C J	McQuade	Salyerds	Wilson H
Cooley	Graeff	Morgan	Schneider	105

FRANK GETHOEFER.

Baum	Duross	Hawkins	Mathews	Rider
Bradley	Egan	Holsten	McInerney	Rierdon
Bruckner	Fitzgerald	Honeck	McKeown	Sanders
Burns	Fitzpatrick	Hyman	Meister	Scanlon
Daly	Frisbie	Juengst	O'Connell	Smith J E
Delaney	Geoghan	Kaiser	Poth	Sullivan
Dempsey	Halpin	Keenan	Prince	Ulmann
Dickey	Harburger	Kelly	Reilley	Van Name
Dooling	Hasenflug	Lynn	Richter	Wilson W H

46

Mr. Speaker declared Archie E. Baxter duly elected Clerk of the Assembly for 1901.

Mr. Speaker administered the oath of office to Archie E. Baxter, Clerk-elect.

Mr. O'Malley offered for the consideration of the House a resolution, in the words following:

Resolved, That Frank W. Johnston be and he hereby is elected Sergeant-at-Arms of the Assembly for the session of 1901.

Mr. Sullivan moved to amend said resolution by striking out the name of Frank W. Johnston, and inserting the name of William H. Leonard.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Sullivan, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Frank W. Johnston duly elected Sergeant-at-Arms of the Assembly for the session of 1901.

Mr. Weekes offered for the consideration of the House a resolution, in the words following:

Resolved, That Henry Pollack be and he hereby is elected principal doorkeeper of the Assembly for the session of 1901.

Mr. Rierdan moved to amend said resolution by striking out the name of Henry Pollack, and inserting the name of Thomas J. Barry.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Rierdan, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Henry Pollack duly elected principal door keeper of the Assembly for the session of 1901.

Mr. Coons offered for the consideration of the House a resolution in the words following:

Resolved, That William H. Hines be and he hereby is elected first assistant doorkeeper of the Assembly for the session of 1901.

Mr. Kaiser moved to amend said resolution by striking out the name of William H. Hines, and inserting the name of John Kent.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kaiser, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared William H. Hines duly elected first assistant doorkeeper of the Assembly for the session of 1901.

Mr. Kelsey offered for the consideration of the House a resolution in the words following:

Resolved, That Fred A. Atkins be and he hereby is elected second assistant doorkeeper of the Assembly for the session of 1901.

Mr. Prince moved to amend said resolution by striking out the name of Frederick A. Atkins and inserting the name of George Polak.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Fred A. Atkins duly elected second assistant doorkeeper of the Assembly for the session of 1901.

Mr. DeGraw offered for the consideration of the House a resolution in the words following:

Resolved, That Henry C. Lammert be and he hereby is elected stenographer of the Assembly for the session of 1901.

Mr. Harburger moved to amend said resolution by striking out the name of Henry C. Lammert and inserting the name of Caleb H. Redfern.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Harburger, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Henry C. Lammert duly elected stenographer of the Assembly for the session of 1901.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Governor and inform him that the Assembly is organized and ready to proceed to business.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Allds and Frisbie.

Mr. Kelsey offered for the consideration of the House a resolution in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Senate and inform that honorable body that the Assembly is organized and ready to proceed to business.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Kelsey and McKeown.

Messrs. Slater and Trainor, a committee on the part of the Senate, appeared and announced that the Senate was ready to proceed to business.

Mr. Harburger presented a petition and notice of contest of Isidor Kohn against Charles S. Adler for the seat now held by said Adler, for the Eighth Assembly district of New York county (borough of Manhattan), which was ordered printed and referred to the committee on privileges and elections when appointed.

(See Document.)

Messrs. McEwan and Hill, a committee on the part of the Senate, appeared and announced that Timothy E. Ellsworth had been duly elected president pro tem. of the Senate.

Mr. Costello offered for the consideration of the House a resolution in the words following:

Resolved, That the Clerk be requested to invite the clergymen of the city of Albany, in charge of parishes, to open the daily sessions of this Assembly with prayer. .

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. M. E. Lewis offered for the consideration of the House a resolution, in the words following:

Resolved, That upon the approval of the Speaker the Clerk of the Assembly be and he hereby is directed to arrange seats for the accommodation of the press.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Axtell offered for the consideration of the House a resolution in the words following:

Resolved, That the Clerk of the Assembly be authorized to make the usual contracts with the postmaster of the city of Albany and the express companies for the transmission of papers and documents.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Apgar offered for the consideration of the House a resolution in the words following:

Resolved, That a committee of two be appointed by the Speaker to prepare ballots for the drawing of seats, to examine the same

and report to the Assembly; after which the members shall retire to the rear and back of the railing in the Assembly Chamber and as their names are drawn from the box, shall come forward and make their choice and retain such seat until the close of the drawing.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as said committee Messrs. Apgar and Kelsey.

Mr. Fancher offered for the consideration of the House a resolution in the words following:

Resolved, That all members who are serving their fifth term be allowed to select their seats prior to the drawing.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Allds, from the committee on the part of the Assembly appointed to wait upon the Governor, reported that they had performed that duty.

Mr. Kelsey, from the committee on the part of the Assembly appointed to wait upon the Senate, reported that they had performed that duty.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved, That the rules of the Assembly of 1900 be adopted as the rules of the Assembly of 1901.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That when the Legislature adjourn this day it be to meet on Wednesday, January 9, 1901, at 8.30 o'clock p. m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

A message from the Governor, by the hand of his Secretary, was received and read, in the words following:

STATE OF NEW YORK.

EXECUTIVE CHAMBER,

ALBANY, *January 2, 1901.**To the Legislature of the State of New York:*

The Constitution provides that the Governor shall communicate by message to the Legislature at every session "the condition of the State and recommend such matters to it as he shall judge expedient." Acting under this mandate, I have the honor to transmit to you the following message:

FINANCIAL.

On September 30, 1900, the close of the fiscal year, the total debt of the State amounted to \$10,130,660, classified as follows:

Canals	\$8,500,660
Adirondack Park, chapter 561, Laws of 1895.....	330,000
Adirondack Park, chapter 220, Laws of 1897.....	400,000
National Guard, public defences, chapter 672, Laws of 1898, and chapter 493, Laws of 1899.....	900,000
Total	<u>\$10,130,660</u>

Of this debt, \$55,000 will fall due on the 30th day of January, 1901, and \$55,000 on the 30th day of January, 1902. The first has been cared for by an appropriation made by the Legislature of 1900, and no other provision, excepting for the item falling due in January, 1902, for the redemption of outstanding certificates of indebtedness, will be necessary during the current year.

The receipts and balances for the year ending September 30, 1900, were \$36,511,698.25.

Of this amount \$4,504,814.74 was the balance carried down from October, 1899.

The total payments for all purposes during the year amounted to \$29,221,895.70, leaving a balance in the State Treasury on September 30, 1900, of \$7,289,802.55.

The tax rate for the current year is 1.96 mills, which will yield on the valuation of the State (\$5,461,302,752) \$10,704,153.39.

The amount received from corporations during the fiscal year was:

For taxes on corporations.....	\$2,624,508 05
For organization taxes.....	356,778 61
Total	<u>\$2,981,286 66</u>

being an increase over the preceding year of \$239,968.61.

The amount received from taxes on inheritances for the year ending September 30, 1900, was \$4,334,803.27, an increase over the preceding fiscal year of \$2,140,191.03.

The amount received from license fees for the sale of liquors, chapter 112 of the Laws of 1896, and the amendments thereto, for the year ending September 30th, was \$4,235,870.25, an increase over the preceding year of \$4,591.70.

A study of the principal expenditures is wise in view of the necessities which arise for a more economical administration. They are therefore submitted to you in full, and are as follows:

For educational purposes.....	\$5,195,800 06
For charitable institutions, including care of the insane	6,748,134 03
For the Adirondack Park, purchase of lands and expenses	431,902 69
For printing and advertising.....	583,191 47
For the Legislature.....	706,709 35
For State prisons.....	602,800 93
For the judiciary.....	928,987 37
For the National Guard, including armories and arsenals, for public defenses.....	1,005,144 89
For the Excise Department, including refunds...	564,681 65
For public buildings.....	261,644 41
For canals	2,875,625 93

One of the largest sources of revenue to the State is that arising from the collateral inheritance tax. With the object of inquiring into the expense of collection of this tax in view, I have secured from the Comptroller a statement which shows that during the years from 1897 to 1900, inclusive, there have been received from this source \$11,765,211.08, and there have been expended, including \$159,351.96 in refunds, \$1,408,643.50 for collection. In other words, more than 10 per cent. of the tax has been used for administration purposes. The law provides that the county treasurers shall be paid a fee for collection. The only work performed for this has been the signing of duplicate receipts and the transmission of the money to the Comptroller, at an expense during the period referred to of \$276,207.16. The appraisement of the property has cost, in addition, \$390,906.80, or about 3 per cent. of the total amount collected.

The legal expenses other than those named above have also been very large, and could be greatly reduced if the compensation of the attorneys was fixed by statute on a percentage basis, rather than left to the discretion of the Comptroller. No business man

would suffer such an enormous drain upon his resources for the small amount of work now performed. One-half of the sum expended should have been ample for the collection of these moneys, and that of itself would have effected an average saving during the past four years of at least \$150,000 per year.

I recommend that in all counties where there are now official appraisers the collection of the taxes be transferred to the State Comptroller, and in all other counties the county treasurer be made the official appraiser for such counties, with no additional fee for such service.

Since the adoption of the State Constitution a necessity for an increase in the force of employees in the Legislature has arisen, and without proper amendment to the Legislative Law this increase has been met through what is known as a supplemental list. With no definite limitation as to the number of such employees extravagance and abuses are apt to result. I recommend an amendment to the Legislative Law that will fix the number and compensation of such additional employees.

The Comptroller's report shows also vast increase in the expenditures for clerical and other help in the departments. No doubt a thorough pruning could be effected if the Legislature would investigate and report promptly its findings, and I ask for such action. All items of expenditure in the appropriation bills should be made more in detail, so as to give fuller effect to the veto power of the Executive against unnecessary expenditures, without a disapproval of many of the gross appropriations.

In connection with the report of the Comptroller it may be well to consider the effect of our incorporation laws, and what bearing they have upon the revenues of the State, and what, if any, legislation is required to liberalize and make them more effective. That corporations are treated more liberally in other States than in our own, is well known. The additional burdens placed upon domestic corporations force capital to go to other States where more favorable laws exist, and New York is losing the revenues which other States are enjoying at its expense. The total amount of money received from the incorporation tax during the past year was but \$356,778.61, showing that only \$34,000,000 of capital was organized under our laws in that period. Many instances could be cited where single corporations with a greater capitalization than the aggregate just referred to have been made in other States. What renders this condition of affairs the more unjust is that foreign corporations transact their business and use our State to all practical purposes as their main distributing point and place of business. It is comparatively easy for them to escape taxation upon a great amount of capital under that section of the law which provides that they shall pay only upon the

amount of capital actually employed within the State. With inadequate means for determining that amount, upon which an honest difference of opinion may also exist, they pay but little if any taxes. What then shall we do to make our laws more popular and at the same time protect the interests of the State and increase its revenue? While the cost of incorporation is greater in New York than in any other State, entailing a larger burden upon the corporations at their inception, this is of but minor import, and has but little bearing upon the discrimination against New York.

Without considering the restrictions as to the line of business or the acquirement of property, and the mortgaging of such properties, the one feature of our laws which to the average capitalist is the most distasteful is that section which provides that he shall be liable for all the debts of the corporation individually through a failure to make an annual report, which under a recent decision of the Court of Appeals is held to include, not only the floating, but also the mortgage indebtedness of every corporation. It is right that directors should be held accountable for their action where fraud or misuse of moneys or property is involved. When we take into consideration, however, that the report referred to, if necessary at all, could be enforced against the corporation by an action to compel it, under a money penalty, it would seem to be a very severe punishment that the failure to so file it should result in the transfer of its full debt to each and every director.

When we consider also that these reports need not convey a correct statement of the condition of the company, and are therefore of no benefit either to the State or to the company's stockholders, it would seem desirable, as a matter of right, that this provision should be repealed.

The references made above, together with those as to the limitation to debt, which do not now, under our law, extend to railroads, and other minor details, we might well regard with favorable consideration because they would do much to remove the objectionable features which now surround our corporation laws.

This subject is recommended to your careful consideration, with the hope that the present Legislature will not adjourn without having enacted amendments which will liberalize and make more popular our corporation laws. We should exercise the same supervision over foreign corporations who seek to do business within our State as over our own, and they should be subject to the same limitations. Many complaints now made against large combinations of capital are just, but owing to our lack of jurisdiction we are unable to control, and therefore no law can be framed which will reach foreign corporations effectively.

Even though we deny their right to file certificates, the greatest penalty is the withholding of the right to use our courts, and this in effect is but a slight embarrassment, as the United States Court can be used for the same purpose. Liberal laws, therefore, which will accord the same rights as those given to individuals, restrictive as to their powers and the safeguarding of the people's interest, will accomplish much more than declamation against corporations, and will at the same time aid us by relieving the burdens of taxation upon the homes of those who can ill afford to bear them.

The abuses which have grown up under the attorney system are such as to call for correction. There are perhaps instances where the services of special attorneys may be justified, but in most cases the work performed by them should be left to the Legal Department of the State. I direct the attention of the Legislature specifically to the law governing attorneys for the Lunacy Commission and by the Forest Preserve Board. A great amount of money has been expended in the past for such services, and if it is possible to save these expenditures without detriment to the State, it should be done. A portion at least is unnecessary, and I am convinced can be avoided without any serious embarrassment following. This recommendation is made with the belief that you will give to it the attention which its importance deserves.

COMMISSIONS.

One of the most important matters to which the attention of the Legislature should be given is the possibility of consolidating or abolishing many of the commissions which have been heretofore created for the care, supervision and control of the various interests of the State. Many of these have outgrown their usefulness. Legislation in recent years has enlarged, and in many cases duplicated the work, until their many officials, with the accompanying salaries, expenses and other incidental outlays have grown to proportions inconsistent with a due regard to the interests of the taxpayers. In this connection your attention is called to the amount appropriated by the last Legislature for the salaries and office expenses of some of these various commissions.

The Board of Mediation and Arbitration received an appropriation of \$17,800 for salaries and office expenses. The Bureau of Labor Statistics received an appropriation of \$32,942. The State Factory Inspector's department received an appropriation of \$121,551, making a total appropriation for these three departments of \$172,293.

There are nearly as many men employed in the Factory Inspector's office as in the enforcement of the excise laws. It would

seem that the State might be readily divided into inspection districts, with much better results than are obtainable under the present system, and in addition to the duties now performed, the inspectors could at the same time collect the labor statistics, and the necessity for a separate set of men, now going over the same ground and duplicating the work, might thus be avoided. Factory inspectors in the course of their inspection become familiar with the questions arising between employer and employee, and their reports could furnish a great deal of the information that is needed for the proper consideration of the relations existing between them. If this be so, it would seem that by a consolidation of these three departments into one, to be known as the Department of Labor, the work done by each of the present departments could be more efficiently performed and at a very much less expense than is now possible. If this Department of Labor should be created, with a deputy in charge of each of the three branches heretofore conducted separately, a provision could be made by which a Board of Mediation and Arbitration might be selected from those connected with the department, and a large saving of salaries and office expenses be effected.

In my opinion at least \$72,000 would be saved as the result of such a union, and the great interests of labor be better conserved. I recommend such legislation as will accomplish this result.

The factory inspector has been charged under a recent law with the examination of the sweat-shop system in the larger cities of the State, and has examined 27,000 applications for licenses, of which 19,000 were granted. This law has been generally obeyed. It would be impossible, it seems to me, to prohibit entirely the performance of work in homes, and possibly it would not be desirable, but supervision by local boards of health and deputy factory inspectors will result in a very much better hygienic condition than has prevailed heretofore. The penalty for violation of the law should be made more stringent, and in this direction it is to be hoped that the necessary amendments may be enacted.

EMPLOYERS' LIABILITY.

There have been frequent attempts during the past few years to enact what has been called an employers' liability law, the object being to place employees upon the same footing as individuals not employed, where death or injury may result from the acts of fellow employees without contributory negligence. The wide divergence of opinion existing between the employers and employees is responsible for the failure to secure affirmative action, and therefore it has been impossible for these interests to meet upon a common ground. A system of compulsory insur-

ance of employees by the employers has been suggested as the best way of arriving at a solution of this question. It seems to me that it is possible either by this method, or by more clearly defining the law as to when the acts of the employee stand for those of the employer, to arrive at some conclusion satisfactory to both these great interests. The employer should furnish to his employee every protection. It is as necessary that careful and prudent men should be employed as it is that the best mechanical appliances should be used in the prosecution of business, and known incompetency which causes injury should be punished as fully as the failure to provide other proper safeguards. I commend this subject to you for your careful consideration. The States of Massachusetts, Indiana, Colorado and Alabama now have liability acts, and they have been found to work without detriment or serious embarrassment, and the great State of New York owes to the laboring interests of the State the same ample protection.

STATE BOARD OF CHARITIES.

Article 8 of the Constitution provides for a State Board of Charities to be appointed by the Governor. As at present constituted this Board consists of twelve members, receiving a compensation of \$10 for each day's attendance at meetings of the Board, with expenses. The Board also maintains an office with a secretary and other employees. The appropriation for salaries of commissioners, employees and other expenses amounted to the sum of \$51,620 last year.

The duties imposed upon this Board, while important, I believe could be more properly attended to by a single commissioner, selected by the Governor by and with the consent of the Senate, together with such State officers as might be designated by him. I would recommend that the present Board be abolished, and the duties heretofore imposed upon it be discharged by one made up as above suggested. The reduction which I am satisfied would result thereby, without impairing the efficiency of the work, would be about \$25,000 per year.

PRISONS COMMISSION.

Article 8 of the Constitution provides for a Commission of Prisons, and chapter 1026 of the Laws of 1895 provided that the Governor should appoint eight commissioners, who receive \$10 per day and expenses while in the performance of their duties. This commission also maintains an office and office force, and received an appropriation last year therefor amounting to \$13,000. While it is true that this board has effected a great saving to the

State, and a better sanitary condition in the various subdivisions, yet its work has reached such a satisfactory stage, that, in my judgment the duties of this commission should be conferred upon a single commissioner, to be selected by the Governor, by and with the consent of the Senate, who together with such State officers as might be designated, could continue the work of the present Board of Prison Commissioners. The expenses which would be saved by this consolidation, without lessening the efficiency of the commission, would be at least \$10,000 per year.

STATE BOARD OF HEALTH.

I also desire to call your attention to the State Board of Health, which consists of three Commissioners appointed by the Governor and certain ex officio members. The duties are such that one competent man, giving his time thereto, might easily perform them, provided that the supervision of tuberculosis and glanders in cattle were transferred to the Department of Agriculture, where it properly belongs, and the necessity for a large office force at an expense, according to the appropriation of last year, of \$42,200, could be largely reduced. This is also suggested, with a recommendation for affirmative action by the Legislature.

FOREST PRESERVE BOARD AND FORESTRY, FISH AND GAME COMMISSION.

The preservation of the forests, especially as a protection to the water supply of the State, has been one that has received proper attention from the Legislature, and is of the greatest importance. The same care has also been extended to the protection of the fish and game interests and the shell-fish culture along our coasts. The steps taken toward this end have undoubtedly resulted in great benefit.

It seems to me, however, that two boards, one charged with the purchase of lands and the other with their protection, must necessarily duplicate each other's work to a considerable degree, and that a consolidation would result in a large saving. The Forest Preserve Board is composed almost entirely of officials elected by the people, and the Fish and Game Commission appointees of the Governor. The law governing the work of the Forest Preserve Board could be amended so as to permit the selection of a member by the Governor, by and with the consent of the Senate, who with the two State officers now designated should constitute the Forest Preserve Board, and the powers and duties of the Forest, Fish and Game Commission could be transferred to the Board as thus constituted. The importance of this suggestion is realized perhaps more fully by placing before you the appropriation made for

these boards last year. There was appropriated by the last Legislature for the salaries and office expenses of the Forestry, Fish and Game Commission, the sum of \$82,875. This includes the expenses of printing and publication of reports, salaries of commissioners and employees and other expenses incidental to the maintenance of such a department, but not the maintenance of hatcheries and legal expenses. Aside from the sum of \$250,000 appropriated for the purchase of lands and expenses of the Forest Preserve Board there were expended for other salaries and office expenses over \$14,000, and paid for additional counsel about \$12,000. The legal work of this department should be performed by the Attorney-General.

The saving of expenses which would undoubtedly follow consolidation, amounting probably to \$35,000, is certainly enough to warrant careful consideration upon the part of the Legislature, and such legislation as will lead to this result is recommended.

SUPERINTENDENT OF WEIGHTS AND MEASURES.

One of the offices which in my judgment might be abolished without loss to the interests of the State and with a saving of expense, is the Superintendent of Weights and Measures. Apparently he may not perform any duties oftener than once in ten years, while he receives an annual salary of \$500. This office appears to be in the nature of a sinecure, and I recommend legislation looking to its abolishment.

EXPENSES OF JUDICIARY AND STATE PRINTING.

Other great items of expense which have been growing steadily are the expenses of the Judiciary and of State printing.

Upon the adoption of our present State Constitution the Appellate Divisions superseded the General Terms, the object being to relieve the Court of Appeals from the great volume of business which before had been left to its determination.

While a more rapid adjudication of actions was the object of the change above referred to, it was not supposed that this and other amendments made in the constitution would so enormously increase the expenses of the Judiciary of the State. Many laws, such as that providing for clerks and personal attendants, have been enacted in recent years, and there seems to be no limit to which this extravagance may not lead. As an example, illustrating my meaning, your attention is called to the expenses which have grown up under the Special Jury Law, passed in 1896 for the city of New York. The Appellate Division of the First Department is responsible for the appointment of the officials charged with the administration of this law, and have placed in

charge one commissioner at a salary of \$6,000, a deputy at \$3,000, three clerks at \$1,500 per year each, three at \$1,000 per year, and one at \$750, a total of \$17,250. In addition to these officials this division also maintains its staff of employees upon the same liberal basis. Of course New York city pays the expenses of the Jury Commission, but this profligacy in the one case is an indication that no greater care is exercised where the expenses are borne by the State. It seems to me therefore that in making your appropriations for the Judiciary a saving could be effected without a loss of dignity or power to the various branches resulting therefrom. I may say in justification of the criticism of the Special Jury Law, that I am informed that the commissioner is seldom called upon to furnish a jury, and is a hindrance rather than a benefit to our jury system, and the law should therefore be repealed.

Another great increase in expenses has been in the item of printing, which in 1880 amounted to \$108,435.88, and last year to \$583,191.47, or five times as much.

It is your duty to curtail in every way this wasteful extravagance which exists to-day in almost every State department. It is no answer to cite the fact that others have done worse, and that the State is better able to afford these expenditures because of the indirect taxation, but it is your duty at once to take such action as may be necessary to correct what I am convinced are grave abuses.

It is the right of the taxpayers to expect at the hands of the Legislature such action as will lead to the reduction of their burdens, which are now bearing heavily, especially upon the farming sections of the State. I trust your favorable consideration will be given to these recommendations.

STATE TAX COMMISSION.

The State Board of Tax Commissioners have had placed upon them the additional duty of assessing the special franchise tax under the law enacted during the administration of my predecessor. Under the first operations of this law, 4,751 valuations were made, aggregating a total of \$266,163,059, an increase of \$170,101,157 over the assessment of the same properties by local assessors the year previous. The Tax Commissioners in the valuations under this special franchise tax have had to do with the assessment of property crossing highways, and they have recommended that where the occupation is less than 200 feet the law be so amended as to leave to the localities the assessment, State supervision of such properties causing serious and unnecessary irritation to those affected, with hardly any corresponding benefit to the State.

TAXATION.

The subject of taxation is one that is of the most import to the people of the State at large. The attempt from time to time to shift the responsibility from one class of property to the other, with but correspondingly slight decrease in the burden borne by the real estate throughout the commonwealth, does not fulfill the requirements of the constituency which we represent. I have looked forward with pleasurable anticipation to the day when the State of New York would no longer find it necessary to levy a direct tax for State purposes. The franchise tax meets to a limited degree this expectation. The Stranahan bill, the purpose of which was to impose a tax upon all mortgages, came nearer its consummation than any law that had ever before been presented to the Legislature. The complications and antagonisms which it aroused made it unwise to act upon a matter of such great importance during the last session of the Legislature; so that to-day we have the same problem confronting us as has been before us for so many years.

All corporations receive from the State certain rights. They have, first, the right to exist. In addition some acquire from municipalities, through the action of the State, rights to build, maintain and operate their properties. It seems to me, therefore, that capital of this character in our State should pay a tribute to the creating power for that which they have received. This justifies the present laws taxing corporations for State purposes, and all future corporation tax laws should be based upon this principle. That the present law works hardship to some and is not fully enforced in other cases is apparent. This no makeshift remedy will correct, but an entirely new system should be framed to meet existing conditions and a fair and equitable recompense from all corporations enjoying State protection and favors should be exacted. Exemptions should be given by the localities rather than by the State, because it is the former which receives the greatest benefit, and all corporations should therefore pay a tax based upon their earning power. But few of the many corporations in the State are now taxed in this manner, and therefore an unfair discrimination exists. A correction of this error would add greatly to corporation tax receipts by the State.

In addition to this, corporations organized under the transportation laws, which include all those using public utilities, should also pay an additional tax. To correct many abuses which grew up under the administration of this feature of our law, the Franchise Law was enacted. While agreeing with the principle, I am convinced that the method of its administration is crude and should be more clearly defined.

We have in addition to these as a source of revenue a great number of banks, both national and State, trust and insurance companies, some of which are assessed at a high figure and others at a valuation so low as to be absurd. It is a well known fact that trust companies do not pay their proportion of the State's taxes, and that this discrimination is of such a character as to enable them to thrive and do business where a national or State bank cannot. The total amount of the capitalization, undivided profits and surplus of banks amounts to \$385,133,329, of which about \$55,000,000 is in real estate, leaving about \$330,000,000 in personal property in such capital and surplus. Trust companies and banks should pay a tax upon their capital to the State, because of their use of our courts and for the other privileges which are accorded them. One per cent. upon this amount could be exacted, which would bring into the treasury between three and four million dollars, and would not materially interfere with the collection of taxes in the various localities. In addition to this the surplus of savings banks and insurance companies, which is now held as a reserve, and which amounts to \$469,707,751, should pay its proper proportion of the taxes, because it is in effect the capital of such banks and companies, and should be so treated. I do not believe in attacking the deposit of the poor man, whether in savings banks or in the form of life insurance. Every possible inducement should be afforded by the State to encourage saving by those who labor and desire to lay up a fund against a "rainy day." But this surplus which accumulates from time to time should bear its portion of the tax burden, and the enactment of a law which would tax it at the rate of one per cent., as above, would not be too great in consideration for the protection and safeguards which our State throws around savings banks and insurance companies. These suggestions, in my judgment, if favorably acted upon, will greatly relieve the burden upon real estate. In return for this I should favor exemption from payments by banks, other than savings banks, of all local assessments for State purposes, and in the case of savings banks and insurance companies from all other taxation except upon their real estate.

The inequalities resulting from the taxation of mortgages are very great, the burden being borne principally by estate and trust funds, nearly all other mortgages escaping taxation.

If the suggestions before outlined should meet with favor, I should recommend exempting mortgages entirely from taxation, in the belief that their taxation should be left to the operation of the transfer tax law, the present unfair discrimination being thereby corrected, and a lower rate secured to borrowers.

THE EXCISE DEPARTMENT.

The total receipts of the Excise Department from all sources for the last year amounted to \$12,567,199.25, the State's share being \$4,232,625.09. This revenue was derived from 31,530 certificates; 4,392 certificates were surrendered during the year. The total expense of operating this department was \$280,995.06, to which should be added county treasurers' fees, amounting to \$55,758.54, making the total expense of collection, \$336,753.60.

Your attention is called to the low expense of collection as compared with the expense of collection of the collateral inheritance tax heretofore alluded to. The Excise Law was originally framed for the purpose of taking the saloon out of politics and reducing the number of licensed places. Since 1896, the date of the passage of the law, there has been a decrease of licensed places to the number of 5,698. It is still possible, however, to subject the dealers to blackmail and intimidation. I find under the present operation of the law that where a violation occurs the dealer is under the control of the blackmailer, just as he was under the law for which this one was substituted. It is possible for a citizen to begin a civil prosecution on his own relation against the violator and then carry the proceedings along to trial, or if he so desires the prosecution may be closed without either the consent or the knowledge of the Excise Department. Instances have come to my notice where such suits have been settled without any reference to the department and without any knowledge by it of the consummation of such settlement. This is not the purpose of the law. It was intended to hold at all times the liquor dealer responsible, and if he was guilty of a violation it was designed that his certificate should be cancelled. Under the circumstances related it is possible for a man to be a frequent violator, to be prosecuted, to be blackmailed and still continue in business. I would recommend, therefore, that the law be amended so that it will be impossible, if a prosecution is begun, to settle it without the consent and approval of the Excise Department.

I believe that criminal prosecution is of greater effect than a civil prosecution, for the reason that in the majority of cases the licenses are not owned by the proprietors of the places, but by some other individual. The real violator against the law therefore escapes and renders valueless the license entrusted to his keeping. This should also be corrected.

During political campaigns some of the hotels known as Raines Law hotels have been subject to more or less suspicion as to the character of their guests, and the charge has been openly made that they are often used for the purpose of colonization of

illegal voters in Greater New York and the other cities of the State. No possible restriction can be placed upon places of this character except by constant supervision. Under the so-called Metropolitan Election Law the proprietors of these hotels are required, thirty days before an election, to give to the superintendent of election a list of the names of the permanent guests of their houses. This renders it still possible to colonize and cast a fraudulent vote. I would suggest an amendment to the Excise Law by which the excise commissioner may at all times throughout the year call upon the hotels under his jurisdiction for such a list of permanent guests as are then domiciled, and that he may be empowered to make such additional regulations as will at all times place him in possession of such information as he may be called upon to furnish by the superintendent of election or others.

PUBLIC WORKS.

Your attention is directed to the report of the Superintendent of Public Works for a detailed statement of the operations of this department. The expenditures this year were \$950,925 as against \$867,148.41 for the year 1899. This increase was due to the Eight Hour Law, which largely increased the pay-rolls, especially for lock and bridge tending.

The repairs of the canals and structure for the current year include the grading of 130 miles of towing path, of which 88 miles were raised and gravelled; also the repairing and building of a large number of structures, namely, waste weirs, culverts, vertical and slope walls, bridge abutments, aqueducts, dams, etc.

A large number of special appropriations are made annually and the work thereunder is in most cases required to be performed under the direction of the Superintendent of Public Works. Under these special acts by the Legislature the amount of \$211,327.88 was appropriated, and the cost of the completed work was \$169,317.69, exclusive of the cost of engineering. Three contracts under special appropriations were commenced and completed to date in 1900, the appropriations for which were \$10,996.13, and their cost \$9,976.18. Twenty-eight contracts have been awarded this year, under which work is proceeding but not completed. The appropriations for these amounted to \$505,426.89. The contracts were awarded for \$380,529.17. From these figures it would seem that this department has been managed in a business-like manner, and that no undue extravagance has been permitted.

The tonnage of the canal for 1899 was 3,386,051. For 1900 to October 1st, it was 2,868,526 tons, and the estimated tonnage for 1900 is 3,349,461 tons, showing a falling off for the season of 336,-

590 tons. It is supposed that this is due in part to the fact that the lake traffic did not open until April 23d of this year, which was unusually late. The Superintendent believes that a large part of the canal's tonnage may be reclaimed by the repeal of so much of chapter 935, Laws of 1896, as prevents the formation of canal transportation companies with more than \$50,000 capital. I recommend that such action be taken by the Legislature.

STATE PRISONS.

The number of prisoners confined in the various prisons during the last year averages 3,376. The expenditure for maintenance during the fiscal year was \$460,528.02. A somewhat larger appropriation for care and maintenance will be required for the coming year, for the reason that the Eastern New York Reformatory at Napanoch will come under the charge of this department. It has been found that approximately 1,600 prisoners have been engaged in productive industries. At a first glance this would seem to indicate that over half of the prisoners were idle. Such was not the case, however. The others have been employed, but not upon productive industry. If the State and its political divisions would make greater demands for manufactured product, more prisoners could be employed on such work, and their labor would contribute in a larger measure to their support. The Superintendent reports the structures at Sing Sing and Auburn as unsanitary, and in such a condition as to prevent the application of a comprehensive scheme of gradation and classification of the prisoners and the attainment of reformatory results that might be obtained if proper buildings were provided. It is hoped that from time to time the work of the prisoners in the production of the necessary materials for new buildings, as well as in the construction of the buildings themselves, may permit their enlargement and the betterment of the sanitary conditions of the prisons without any great expense to the State.

It is gratifying to note that most of the prison labor is now fully employed upon industries not interdicted by the various laws for the protection of free labor which have been enacted during the past ten years. The Bertillon system of measurement which has been perfected under the present superintendent not only renders it much easier to detect and identify a criminal who has previously served a term of imprisonment, but it also makes possible the enlargement to a greater degree of the scope of the law which was passed last year, permitting judges to fix indeterminate sentences. While the application of this law rests entirely within the discretion of the court, its scope should be so broadened as to be made mandatory in the case of conviction for

a first offence for all crimes except those against the person. This would enable the prison department carefully to watch and hold out inducements to those who had taken their first step in crime, and when in their judgment the prisoner had shown sufficient signs of reformation, liberty could be granted. This could be done without any serious menace to society at large and would relieve the congestion which now seems to render necessary the erection of more prisons in the near future.

MUNICIPALITIES.

The influence of good government in municipalities is of such a character as to affect the people of the State, and therefore its consideration by the highest law-making power under our constitution is proper and necessary. We may expect to find that whenever extravagance exists as to local government, it will have a similar bearing upon the action of the representatives from such a center on the expenses of the commonwealth. While it is true that such remedies as are permitted under our system of government can be used by the voters themselves to correct and rebuke, yet it is at the same time your province to assist in restraining and correcting evils which, though local, may by their bearing upon other sections become the evil of the whole State.

The Legislature of 1900 authorized the appointment of a commission to redraft the charter of the city of New York, and also authorized the appointment of a commission to investigate and report on the tenement houses of the greater cities of the State. Both of these commissions were appointed by my predecessor and both will submit reports to this Legislature. Matters of such grave importance, affecting the great municipalities, should be carefully considered and such recommendations as may appear feasible in the direction of better city administration should receive favorable action. These two commissions have had under consideration two very important subjects. One has to do with the government; the other in effect with the morals, health and physical well being of a vast number of citizens.

While the revision of the charter has for its object an improvement in New York city government, yet it has not fully met all expectations, particularly as to expenditures and the husbanding of the resources of the city. Every department of New York needs corrective legislation. Especially is this true of those departments whose administration is confined to county lines. In this direction I desire to call your attention to the fact that many of the public officers in that city are receiving a larger remuneration for their services than that which is given to the President of the United States. Your attention is called to a few instances

of this character. The sheriff of the county of New York receives an annual salary of \$20,000, and one-half of the fees, which are said to amount to \$60,000 per year more. The claim has been made heretofore that the sheriff takes great financial responsibility, and is therefore entitled to additional compensation. This is not now true in effect, because he can at all times demand a bond of indemnity and thus save himself from all harm. It would seem to me that a salary of \$20,000 would be ample for this office. The same may be said of the county clerk and the registrar of the county of New York, whose salaries are excessive. In the county of Kings the combined salaries of the sheriff, county clerk and registrar amount to \$300,000 per annum. This could be reduced by abolishing the fee system and substituting therefor salaries, the balance to be paid into the treasury for the purpose of reducing the taxes upon property.

Recommendations to reduce commissions and to substitute single-headed commissions whenever possible should be given favorable consideration.

The maintenance of the supremacy of the greater New York as a commercial center is important to every part of our State. Therefore the development of the water front of New York city and the improvement of its dockage facilities should receive the attention of both the municipal and State authorities. It seems to me that legislation for a more rapid improvement of its wharfing facilities should be inaugurated, and a much greater efficiency could be secured if a single-headed commission were substituted for the present dock board.

POLICE DEPARTMENT, NEW YORK CITY.

The serious problem as to the proper administration of the New York police department should receive your immediate attention. The present condition is probably due to divided responsibility. I am not one of those who believe that because there is a disregard for existing regulations upon the part of some of those charged with police administration, the whole system is faulty and bad. With the present complicated system, the responsibility for this condition can be shifted from one to another, and it is therefore almost impossible for even the chief executive of the city to secure an honest and faithful enforcement of the law. Vice can never be entirely eradicated from the city of New York, or from any other city. It can, however, be held in subjection and not allowed to flaunt itself defiantly before the public. It can be curbed and held under such control that at least the citizens will feel that the department has done all that lies in its power to enforce the law. How can this be best accomplished,

and what action shall be taken by the Legislature to obtain this result? In looking over the situation, and understanding something of the workings of the department, I believe that a more perfect system can be secured by a more complete centralization of authority. At present we have, first, the Governor, charged with the execution and enforcement of the laws, whose sole power at present to obey the mandate of the Constitution lies in the suspension of the mayor and his removal when charges of official misconduct have, after a due hearing, been proven. While it is true that, during the administration of my predecessor, this power was ample to bring about the revocation of an order issued without warrant, and which for a time seemed to make a conflict between the State and city authorities imminent, yet it is possible that mayors may hereafter disregard such injunction until the injury has resulted, or an actual outbreak has occurred. It cannot, therefore, be said that the authority of the Governor is all that could be desired properly to discharge the duties imposed upon him. It may be claimed that the mayor, himself, possesses ample power as the chief executive of the city, but this is disproven when we recollect that the mayor has no authority to remove his commissioners after the expiration of six months from the beginning of his term of office. Therefore, he is powerless except to try upon charges, and then the same condition that has been cited above may result, with consequent disaster to the public. While it is true that a majority of the commissioners, with the approval of the mayor, may remove, yet this solution brings up again divided responsibility and renders it almost impossible to secure that discipline which is so desirable in a well-organized police force.

What remedy have we, then, for this manifest evil, which has brought the police force of the city of New York into such disrepute? A State constabulary has been suggested, but the strong disinclination upon the part of the other municipalities throughout the State to acquiesce in this solution renders this plan valueless. A metropolitan police system is open to the criticism that it is a violation of the principle of home rule guaranteed by the Constitution. We are therefore brought to face this proposition with no apparent remedy as yet suggested. In my opinion there should be a complete centralization of power. There is no necessity, it seems to me, for a commissioner who is not in effect as well as in name the absolute head of the police system of the city of New York. An efficient man, the choice of the mayor, as a single-headed commissioner, with all the powers now possessed by the chief of police, would at once narrow down the responsibility, and place it within the power of the chief executive of the State to hold accountable the mayor and the commissioner thus ap-

pointed. This suggestion, if given effect by legislative enactment, would, in my opinion, be no violation of the principle of home rule. It is moreover right that inasmuch as the Governor is equally responsible he should have an authority over this department, because the people, not only of New York city, but of the whole State, are interested, and certain powers, to be exercised only in cases of emergency, should be conferred upon him to enable him to carry out the Constitutional mandates.

I recommend, therefore, the substitution of a single-headed police commission for the city of New York, such commissioner to be the chief of police of the city, to be appointed by the mayor, and subject to removal either by the mayor or the Governor, and that the present office of a separate chief of police be abolished.

CITY EMPLOYEES.

The decision of the Court of Appeals, which in effect makes the tenure of office no longer secure, should receive your early consideration. It has come to my knowledge that the employees of various city departments have been coerced in numerous instances under the ruling as now laid down by the Court of Appeals. I recommend that an amendment be enacted making the section of the Civil Service Law affected by that decision legislative. This is due to the man who works by the day as well as to the higher-paid officials. Both should have the same protection under all circumstances, and the full intent and purpose of our civil service laws be given effect.

RAMAPO WATER COMPANY.

Under chapter 985 of the Laws of 1895, as amended, the Ramapo Water Company was given the power of condemnation for the purpose of securing to it the water and lands necessary for its purposes. During the year 1899 an attempt was made to enter into a contract with this company by the municipal board empowered to make such contracts. This proposition when presented to the citizens of New York was severely criticised by them, and the question of continued municipal ownership of their water supply was thus brought to their attention. The Legislature of 1900 enacted a law which made the consummation of such a contract impossible without the unanimous consent of those empowered to make such contract. The ownership of water rights sufficient to provide the city of New York with an ample supply of pure and wholesome water should be entirely under the control and direction of that municipality. By what now seems to have been an unfortunate omission in the original charter of the city of New York, the city is not given the same rights that

are afforded other municipalities for securing an additional water supply. It should therefore be your first aim to correct and repeal such provisions of the law as interfere with the free and full exercise of such powers by the city of New York, and then to place it upon an equality with the other cities of the State. I ask the speedy enactment of such laws, and the repeal of all conflicting laws. In this legislation due regard should be given all rights involved, reserving the preference, however, for the city wherever there shall be a conflict between the rights now possessed by private corporations and those desired by the municipality.

BUREAU OF ELECTIONS.

I recommend the entire separation of the bureau of elections from the police department of the city of New York and the creation of a bi-partisan board, to be selected in the same manner as the minor election officials in the city of New York, *i. e.*, that appointments be made by the mayor of the city on the certification of the appropriate committees of the two great political parties, charging such board with the duties now possessed by election boards. I believe this suggestion is in line with the original bi-partisan idea in the conduct of elections.

I recommend the enactment of an amendment to the law whereby all lodging-houses shall be required to register and secure from the board of health permits; that such records be open to the public, and that they be compelled from time to time to report to the superintendent of elections of the metropolitan district the names of and other information concerning their permanent guests.

GOOD ROADS.

Under the Higbie-Armstrong Act for the building of good roads, the State of New York appropriated the sum of \$150,000 last year. The number of petitions received by the State Engineer and Surveyor from localities desiring to take advantage of the provisions of that act shows a general interest in the subject. Twenty-three roads, covering a mileage of 53.58, have been constructed, or are now in process of construction, at a cost of \$377,594, one-half of which expense was borne by the localities in which the roads are located. Surveys have already been made which if adopted will call for an appropriation by the State of \$1,222,000.

It would be inexpedient for the Legislature to appropriate this sum in any one year, but it is evident that if the building of roads is to continue, a much larger appropriation will be necessary this present year. An amendment to the law which would provide

that the State should pay the entire expense of construction by the issuance of bonds, levying upon the counties their proportion for the benefits received, would expedite and reduce the cost and extend the time for payment over a longer period and at a lower rate of interest. A systematic plan should be adopted, however, for the building of roads, so that all parts of the State should be equally benefited. We should effect the reopening of the old State roads, which would be of much greater advantage to the citizens of all parts of the State than the building of many such roads in any one locality.

With State aid for a common road through all counties the building of other roads under a local money system by the counties would follow, and in a short time good roads would come without the great expense which must necessarily follow and the discrimination which is probable under a full State system would be avoided.

CANALS.

During the administration of my predecessor a commission was appointed by him for the purpose of taking into consideration the improvement and enlargement of the present canal system of the State. A report from this commission was made to the State Legislature of 1900. Acting upon the recommendations contained in that report the Legislature appropriated the sum of \$200,000, chapter 411, Laws of 1900, for surveys and estimates of the cost of such enlargement or improvement of the canal system. The report on these surveys and estimates will be ready for submission to the Legislature about the first of February of this year. I shall, therefore, defer such recommendations as I have to make on this subject until the transmission of that report.

PALISADES.

The work of the commissioners of the Palisades Interstate Park has been eminently successful, and I desire to commend to your careful attention their forthcoming report, and urge your action on their request for financial support in a spirit of liberality commensurate with the importance of the undertaking and the great public interest therein. In anticipation of their report I am able to state that the ten thousand dollars appropriated last year for the purpose of defraying the expenses of the commissioners and perfecting surveys and maps have been used entirely as the nucleus of a fund for acquiring and closing down the most destructive of the quarries. Blasting at these quarries stopped on Christmas Eve in accordance with the provisions of option contracts binding until June 1st next.

The commissioners are securing options at conservative prices

on several miles of the Palisades, and through the generosity of a number of public spirited gentlemen have obtained subscriptions amounting to upwards of one hundred and twenty thousand dollars to be used for the purpose of taking up the quarry options, contingent upon a State appropriation sufficient to close the options upon the remainder of the property now under contract. A practical and business-like solution of the question of the preservation of the Palisades is thus presented and the project awaits only the proper action of the Legislature for its consummation.

AGRICULTURAL.

The appropriation of the State last year of a sum sufficient to discharge the obligations of the State Fair, bringing it under the control of a commission appointed by the State, has proved wise, and the encouragement thus given has resulted in the most successful fair that has been known in recent years. Sufficient appropriation should be made to continue this work as a State institution during the coming year. The various laws passed empowering the Commissioner of Agriculture to protect consumers from adulterated food products have been thoroughly enforced and the results in the main have been satisfactory. You are referred to the report of the Commissioner of Agriculture for a detailed statement of the work of this department.

The sugar beet industry of the State should still be encouraged and the bounty continued. It is anticipated that this year about 9,000,000 pounds of beet sugar will be produced in our State.

Farmers' institutes have been conducted successfully and are of great benefit to the farming localities. The work of the stamping out of tuberculosis and glanders among the cattle should in my opinion be transferred to this department, because it comes properly within the scope of its duties and because it can be done with less expense.

NATIONAL GUARD AND NAVAL MILITIA.

I am pleased to report that the National Guard is in a condition entirely satisfactory, and under the existing regulations governing it has reached such a degree of efficiency that it may be safely relied upon to perform every duty that may fall to it. Every man owes his country a duty, and it ought to be both from a patriotic and physical standpoint the aim of every citizen to serve his State for the term which is usually given by those who enter the National Guard. The National Guard was not intended as a military reserve of the general government, and it cannot in any way be so regarded. Separate companies and

regiments are made up of men who through social or business relations are usually known to each other. They are willing to give their services to the State if such a call is made upon them. The Guard should never be expected to do anything else than was originally intended, that is, to suppress local troubles and repel foreign invasion, and strengthen the Federal arm only until a sufficient force can be recruited and be put into the field to replace them, but the Guard should never be broken up. This was the theory under which it was called into service during the War of the Rebellion, and it should still be our aim so to regard it. The instruction which they are now receiving at the State camp, giving, as it does, to every man a practical insight into the duties which he may be called upon to discharge, teaching him the necessity of looking after himself, are calculated to raise the standard of efficiency. The display of this force at times, even though no actual outbreak occurs, has a tendency to curb lawlessness and bring respect for the law. This was notably the case in the Croton dam strikes last year, where the mere assembling of the troops was sufficient to prevent what might have been a serious outbreak. I trust that the time may be far distant when the services of the National Guard may be necessary in our State. Mediation and arbitration, it seems to me, should be our aim rather than the exhibition of armed force. Yet we must always recollect that there may be occasions when every other remedy may fail, and as a last resort we may be compelled to rely upon the National Guard for the preservation of life and property. The force now consists of about 14,000.

A faithful adjunct and auxiliary of the National Guard is the Naval Militia. The Naval Militia is as important in its way as are the infantry and other arms of the State. Their services may at any time become necessary, and they form the nucleus for building up such a naval force as may be needed for the protection of our harbors. The total amount appropriated for the National Guard and Naval Militia last year was \$559,920.71. This is exclusive of appropriations made for buildings. I desire in this, as in every other branch of the State government, to recommend economy where no serious impairment of the service may result.

INSURANCE DEPARTMENT.

The Superintendent of Insurance reports that there are 253 fire, marine, life and casualty companies doing business in this State, with assets of \$1,943,004,411, and liabilities, except capital stock, of \$1,515,309,737, and capital stock of \$105,122,017. These companies report a surplus of \$353,326,119, and risks in force \$32,925,249,575. There are 55 fraternal beneficiary societies

which show receipts for the year 1899 of \$33,074,648, and disbursements of about \$31,000,000. Fifty-three non-fraternal associations show receipts of \$11,382,831, and payments for claims \$7,956,803, and for expenses \$3,398,026. The work of this department is constantly on the increase, and unusual efforts are necessary in order to protect the rights of the policy-holders and members of the beneficiary associations. I have no suggestions to offer concerning this department.

PUBLIC UTILITIES.

During the last few years there has been considerable discussion in regard to the municipal ownership of public utilities. It is proper in the consideration of this question to view it, however, from the standpoint of those interested in private corporations now owning such utilities and of the taxpayers of the municipality.

Undoubtedly cities have been benefited in the past from competition between private corporations, which for a time had the effect of lowering prices, which competition, however, usually results in a combination of such competing interests. Then prices are raised again in order that dividends may be made upon a capitalization far in excess of that warranted by business possibilities.

Then it is that dissatisfaction arises and the demand for municipal ownership is most urgent. This unsatisfactory condition could have been avoided had the power to authorize the formation of a new company been lodged in some competent authority. And it would be possible with such authority in the event of the desire by a municipality to acquire such properties, to protect the rights of both the corporation and the municipality. The question is one properly deserving the attention of the Legislature. Those corporations owning and controlling public utilities are all organized under the Transportation Law. They are all subject to the same provisions, with this exception—that the railroad corporations have now been placed under the control of the State Railroad Commission. I am convinced that the execution of the law which created that commission has been of such a beneficial character to the citizens at large that none would now think of returning to the former method of bringing to the Legislature, there to be hurriedly acted upon, questions of such great importance.

This subject is one deserving the wisdom and attention of men who may be specially charged with the duty of investigating the desirability for the creation of such corporations, as well as the question whether they are created for the purpose of threatening

or attacking existing corporations, or created in their interests. The Railroad Commission, if charged with this duty, could readily determine whether there was a necessity for another company, or whether the desired result could not be accomplished by enforcing a reduction of rates or compliance with other reasonable requests of citizens. In the event of a desire for municipal ownership this board could act as a mediator and conserve all interests equally.

I recommend, therefore, that gas and electric lighting companies, and the questions relating to their organization, administration and control, shall be placed in the hands of the Railroad Commission, care being taken to provide such limitation on their discretion as will secure due regard to the wishes of every locality and prevent the Commission's sanctioning the creation of such corporations without the consent of the local authorities.

BANKING DEPARTMENT.

The number of State banks of deposit and discount has had a net decrease of seven during the year, the trust companies of two and the savings banks of one. The total resources of the State banks of deposit and discount on September 4, 1900, were \$351,080,252. The trust companies reported a gain in resources from January to July aggregating \$124,293,165, and the savings banks an increase of \$37,460,061 in the same period. The statement may be made unreservedly that as a whole the banking institutions of the State are in excellent condition. The total resources of the State banks of deposit and discount, of the trust companies and of the savings banks at the dates of their latest reports amounts to \$2,185,433,300, which is an increase of \$121,116,072 from the preceding year.

On the part of some of the savings and loan associations in the State, among those which are classified as "nationals," there has been a tendency to engage in business which brings disaster. Besides the payment of extravagant salaries to their officers, and a waste of money in maintaining luxurious offices at a large cost for rent, abuses of the gravest character obtain in some of these associations. Real estate owned by officers individually is purchased by such associations at prices advantageous to the management, but ruinous to the institutions. Speculative dealing is undertaken in real estate, which, even where the intention is honest, is almost sure to cause loss and embarrassment. Associations are given over to the control of a few men by agency contracts, under which all earnings above an agreed percentage are taken by the officers in lieu of salaries; and it goes without saying that the managers realize their proportion regularly in

cash, while the shareholders generally get only paper profits. Withdrawals are paid upon a basis destructive to the hopes and interests of the persistent members. These and similar methods which, when not actually dishonest, are at least unwise and unsafe, can not but wreck any institution which persists in employing them, and the record for the past year shows that several associations were sacrificed to them, having gone into liquidation through a receiver or otherwise, and subjecting many innocent investors to losses which mean embarrassment and hardship. Such practices ought not to be possible under the law, and legislation is recommended which will serve to prevent them.

STATUTORY REVISION.

In 1889 the Statutory Revision Commission was appointed to prepare bills for the consolidation and revision of the statutes (L. 1889, ch. 289). In 1895 the commission was designated to revise the Code of Civil Procedure (L. 1895, ch. 1036). The commission began work upon the general laws in 1889 and since that time 48 of their general laws have been enacted by the Legislature. At the last session of the Legislature the commission presented certain new general laws and amendments to nearly all of the general laws previously enacted, which bills, in the judgment of the commission, were necessary to bring the general laws down to date. The commission also presented eleven bills as a plan for the revision of the Code of Civil Procedure. All of these bills introduced in 1900 were referred to a special committee of the Assembly, and upon the adjournment of the Legislature a joint committee of Senate and Assembly was appointed to consider them and report thereon to the Legislature of 1901. On January 1, 1901, the Statutory Revision Commission went out of existence by legislative enactment (L. 1900, ch. 664). The plan of Code revision proposed by the Statutory Revision Commission has been disapproved by bar associations of the State on the ground that it does not purport to revise the practice provisions of the present Code. The plan proposed by the committee contemplates the removal from the Code of Civil Procedure of all the provisions not relating directly to practice and the assignment of this material to a proper place in the general laws and to make such obviously necessary changes in pleading and practice as may be agreed upon. I am informed that the revision of the general laws reported by the Statutory Revision Commission is not based directly upon the session laws, and I believe that no revision can be complete which does not take into account the entire field of legislation and dispose of all laws. Our laws should not remain in their present confused condition. To this

end I suggest that a special committee be appointed in each house of the present Legislature to take charge of the bills referred to the joint committee last session; and further recommend that a special committee be appointed to complete the revision of the Code of Civil Procedure and the statutes upon plans to be agreed upon by the committee in conference with the bar associations of the State, with instructions to report said revision to the Legislature of 1902.

DIVORCE LAWS.

During the past year a scandal in reference to the administration of the divorce laws of the State was exposed, and it became apparent that in the hands of unscrupulous men the law could be so manipulated that fraud was easily possible. Marital relations should be sacred and only dissolved when statutory causes have been clearly proven. It seems to me that an amendment mandatory in its character should be enacted, which would provide that the service of the summons in such an action should be proven before and the case heard by the trial judge in open court. This would correct the abuses now existing.

STATE LUNACY COMMISSION.

On October 1, 1900, there were 22,088 inmates in the various State hospitals. The number on October 1, 1899, was 21,435, showing an increase for the year of 653. This seems to be about the average increase for the past five or six years. The expenditures for the maintenance of the State hospitals for the past fiscal year was \$3,599,631.56, or at the rate of \$165.38 per capita, as against \$178.42 for the previous year. This decrease was brought about by an arbitrary reduction in the number of employees, and has not seemed to cause any serious impairment in the proper administration of the various hospitals.

The total expenditures for construction work and repairs of an extraordinary character during the past year have been \$662,948.90. The commission reports that they have \$20,000,000 invested in buildings and equipments. In other words, it has cost \$909 for each patient for buildings and equipments. This sum indicates to my mind that there has been great extravagance in the matter of buildings and equipments. While it is not possible to undo what has passed, yet it is certain that in the future greater economy can be exercised in appropriations for these purposes. The commission requests an appropriation for the accommodation of 500 patients at Rochester and 200 patients at Gowanda. I do not favor this appropriation unless it can be shown that there is an absolute necessity in the near future for these buildings, and this appears to be very questionable.

The old system of permitting the board of managers to be in absolute control of their various institutions was an incentive to economy and general good management, and if again instituted would probably result in additional saving to the State. At present the boards of managers are mere figureheads. The stewards and superintendents are called to Albany bi-monthly. A careful perusal of all that has been done by them at these meetings convinces me that the advantage gained is not commensurate with the expense incurred. It seems to me that all of their business could be equally well prosecuted if they remained at their various institutions instead of coming to Albany. We should be liberal, but not extravagant. We should not permit a false economy to stand between the State and the proper care of the patients, but stories of extravagance that have come from the institutions are such as to justify the most rigid investigation by you as to the management of the State hospitals for the insane. I believe that with no harm to these institutions, a saving of at least three-quarters of a million dollars can be effected in this department.

NATURALIZATION.

My attention has been called to the fraudulent use of naturalization papers in recent elections. A practice, which is more or less extensive, has grown up whereby naturalization papers issued to one man are illegally used by another for the purpose of registering and voting. The necessity for a remedy is apparent, and I recommend the enactment of an amendment to our present law concerning naturalization, so as to provide that the papers shall contain a description of the person to whom they are issued. This would make it possible properly to identify and prevent fraud.

EDUCATION.

The State's concern in the work of the Board of Regents and in that of the Department of Public Instruction is that the two should accomplish without friction the objects for which they are maintained. Those objects, while distinct, are not conflicting. Each department is now in a satisfactory condition. Between them, it is believed, an harmonious temper now prevails. There are a few points at which the labor of the two is on parallel if not identical lines. That supplies no necessary reason for antagonism. On the contrary, it commends a mutual economy or exchange of effort. Public opinion will censure any policy or persons found to be the cause or occasion of avoidable discord between these bodies.

Each department will, I assume, set forth to the Legislature its estimates of its needs and its reasons for them. Each department can well make its executive officer its sole or main medium for communication with the Legislature. Results hardly short of scandal have marked a neglect of this course in the past.

I recommend the considerate treatment of the budgets presented by each department, especially in cases in which no needless increase of amounts is asked. A year of business, not of battle, of concert of action, not of contention, would be a year well spent in the State's educational field.

RAILROAD COMMISSION.

The Railroad Commission in addition to the other duties imposed upon it has been engaged in the work of abolishing grade crossings, under the appropriation made last year. This work should continue, and the Legislature should make an adequate provision for that purpose.

THE PAN-AMERICAN EXPOSITION.

The Pan-American Exposition, which is to open in Buffalo on May 1st, has received the cordial support of both the National and State governments. It should be your duty to aid in every way commensurate with the necessities in making this exposition such a success as will redound to the credit of the State.

Expositions of this character have a tendency, through the knowledge acquired of the resources of the various countries participating, to bring about an interchange of business that is of lasting benefit to the commercial interests of all. Our State is to be congratulated upon the enterprise which conceived and the success which promises to come as the result of this great exposition.

GENERAL.

The reports from all the departments will be submitted at the proper time for the information of the Legislature, and it is not therefore necessary for me to refer to them in detail.

The Legislature should at this, the beginning of a new century, aid in every way possible in the development and prosperity of the State. Economy should prevail, yet nothing should be done that may be regarded as inimical to the rights of the citizens and the vast interests we represent. Upon the Legislature the full responsibility must rest for the passage of all laws. It will be my aim, so far as possible, to aid in the work with which you are charged, withholding my official sanction only from such measures as may seem to me to be contrary to public policy. With a

desire for the most cordial relations between the Executive and the members of the Legislature, I feel that I may at all times be assured that the objects for which we are striving have the highest motives, and the desire to give equal rights and protection to all interests that tend to the welfare and advancement of our commonwealth.

B. B. ODELL, JR.

Said message was laid upon the table, and ordered printed.

(See Document.)

Mr. Apgar, from the committee appointed to examine the ballots to draw for seats, reported that the committee found them correct.

Mr. Speaker announced that according to established custom the majority and minority leaders would be permitted to choose their seats.

Mr. Allds selected No. 43.

Mr. Frisbie selected No. 44.

Mr. Kelsey selected No. 41.

Mr. McKeown selected No. 47.

Mr. Adler selected No. 20.

Mr. Costello selected No. 40.

Mr. Kelly selected No. 45.

Mr. Fish selected No. 65.

Mr. Sullivan selected No. 46.

Mr. DeGraw selected No. 38.

Mr. Bedell selected No. 72.

Mr. Snyder selected No. 17.

The drawing of seats resulted as follows:

Name.	No. of seat
Adams	39
Ahern	129
Alston	66
Apgar	21
Axtell	67
Babcock	31
Baker	37
Baum	51
Bell	128

Name.	No. of sea
Bennett	145
Blackwell	141
Bradley	27
Brill	99
Brooks	122
Bruckner	118
Bryan	92
Burnett	68
Burns	83
Cadin	36
Conger	90
Cook	108
Cooley	34
Coons	139
Cotton	55
Coughtry	19
Daly	116
Darrison	28
Davis	60
Delaney	49
Dempsey	111
Dickey	78
Dickinson	59
Dooling	124
Doughty	33
Duross	113
Dusinbery	54
Egan	9
Ellis	101
Everett	3
Fancher	15
Fisher	14
Fitzgerald	73
Fitzpatrick	120
Fordyce	71
Fowler	16
Galbraith	133
Gardiner, R.	101
Gardner, C. J.	30
Geoghan	26
Graeff	149
Griffith	136
Hallock	132
Halpin	25
Hammond	96

Name.	No. of seat
Hanford	56
Harburger	140
Harris	131
Hasenflug	52
Hatch	59
Hawkins	74
Henry	61
Hitchcock	64
Holsten	79
Honeck	53
Hyman	115
Irwin	12
Juengst	80
Kaiser	142
Keenan	125
Knipp	18
Landon	150
Leggett	121
Lewis, M. E.	1
Lewis, T. D.	62
Lynn	76
Mains	137
Mansfield	70
Marson	91
Mathews	75
McInerney	48
McMillan	85
McQuade	35
Meister	50
Morgan	8
Nye	13
O'Brien	134
O'Connell	77
O'Malley	69
Orr	106
Patton	95
Phillips	138
Phipps	105
Plank	104
Platt	94
Poth	84
Price	4
Prince	81
Rainey	148

Name.	No. of seat
Reilley	7
Remsen	88
Reynolds	87
Richter	110
Rider	82
Rierdon	24
Roberts	63
Robinson	143
Rodenbeck	98
Rogers	5
Ross	89
Ruehl	123
Salyerds	2
Sanders	22
Scanlon	119
Schneider	29
Seymour	146
Sherer	144
Smith, A. R.	126
Smith, J. E.	23
Smith, J. L.	135
Smith, J. T.	10
Smith, S. W.	102
Smith, W. H.	147
Stevens	107
Swarts	103
Swift	11
Thorn	86
Traub	97
Treat	93
Ulmann	117
Vacheron	6
Van Name	112
Waite	32
Walrath	130
Weber	127
Weekes	42
Wilson, H.	58
Wilson, W. H.	114

Mr. Speaker presented the annual report of the Superintendent of Banks, which was laid upon the table and ordered printed.

(See Document.)

The Senate returned the concurrent resolution, providing that when the Legislature adjourn it be to meet on Wednesday, Janu-

ary 8, 1901, at 8.30 p. m., with a message that they have concurred in the passage of the same.

By unanimous consent,

Mr. Allds introduced a bill entitled "An act making an appropriation for contingent expenses of the Legislature" (Int. No. 1), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Fancher introduced a bill entitled "An act to amend the Agricultural Law relative to diseases of domestic animals; to repeal article 4 of the Public Health Law, and incorporate in its stead certain provisions of the Agricultural Law relating to the public health, and making an appropriation to carry out the provisions of this act" (Int. No. 2), which was read the first time and referred to the committee on agriculture.

By unanimous consent,

Mr. Bedell introduced a bill entitled "An act to provide for increasing, extending, improving and purifying the water supply of the village of Goshen, in the county of Orange, and State of New York" (Int. No. 3), which was read the first time and referred to the committee on electricity, gas and water supply.

By unanimous consent,

Mr. Schneider introduced a bill entitled "An act providing for the payment of county officers and employes of the county of Erie" (Int. No. 4), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. Morgan introduced a bill entitled "An act to amend section 472 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof' relative to water supply" (Int. No. 5), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Apgar introduced a bill entitled "An act creating the office of police justice in the village of Peekskill, in the county of

Westchester" (Int. No. 6), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. S. W. Smith introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article 7 of the Constitution, relating to canals" (Int. No. 7), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Davis introduced a bill entitled "An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the lost wills and testaments of Bradish Johnson, the elder, of Helena J. Parsons, of Effingham L. Johnson, and of Cuthbert S. Johnson, and the persons or corporations or the chamberlain of the city of New York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the estate of Bradish Johnson, a corporation'" (Int. No. 8), which was read and referred to the committee on the judiciary.

By unanimous consent,

Mr. Morgan introduced a bill entitled "An act to repeal chapter 985 of the Laws of 1895, entitled 'An act to limit and define the powers of the Ramapo Water Company'" (Int. No. 9), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Allds introduced a bill entitled "An act to authorize the Regents to use a part of the State Library appropriation of 1900 for the services of binders and other persons employed in binding books for the State Library" (Int. No. 10), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Apgar introduced a bill entitled "An act to amend the Penal Code, relative to the punishment of kidnapping" (Int. No.

11), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. McQuade introduced a bill entitled "An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica' as amended by section 2 of chapter 330 of the Laws of 1899" (Int. No. 12), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Remsen introduced a bill entitled "An act to amend chapter 415 of the Laws of 1897, entitled 'An act in relation to labor, constituting chapter 32 of the general laws, by amending sections 2, 61, 110, and 113 thereof, and by adding thereto new sections to be entitled sections 116 and 117'" (Int. No. 13), which was read the first time and referred to the committee on labor and industries.

Mr. Speaker announced the appointment of Louis McKinstry as Speaker's clerk.

On motion of Mr. Allds, the House adjourned to meet Wednesday, January 9, 1901, at 8.30 p. m.

WEDNESDAY, JANUARY 9, 1901.

The House met pursuant to adjournment.

Prayer by the Rev. Herbert C. Hinds.

On motion of Mr. Allds, the reading of the journal of Wednesday, January 2d was dispensed with and the same was approved.

Mr. Allds offered for the consideration of the House, a resolution in the words following:

Resolved, That unless otherwise specially ordered, the hours of daily meeting of the Assembly be as follows: Mondays at 8.30 p. m.; Tuesdays, Wednesdays and Thursdays, at 11 a. m.; and Fridays at 10 a. m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The privileges of the floor were extended to Hon. Frank Buckley of New York, and Hon. Thomas Snyder of Ulster.

Mr. Speaker announced the appointment of the following standing committees:

Ways and Means.

Mr. Allds, of Chenango,	Mr. Rogers, of Broome,
Kelsey, of Livingston,	Wilson, of Kings,
Costello, of Oswego,	Roberts, of Jefferson,
Babcock, of St. Lawrence,	Frisbie, of Schoharie,
Fish, of Madison,	Kelly, of Albany,
Ellis, of Genesee,	Dickey, of Rockland.
Fancher, of Cattaraugus,	

Judiciary.

Mr. Fish, of Madison,	Mr. Bell, of New York,
Patton, of Erie,	Nye, of Schuylar,
Fowler, of Chautauqua,	Leggett, of Niagara,
Rodenbeck, of Monroe,	McInerny, of Kings,
Cooley, of Westchester,	Sanders, of New York
Knipp, of Chemung,	Poth, of New York.
Morgan, of Kings,	

General Laws.

Mr. Burnett, of Ontario,	Mr. Sherer, of New York,
Bryan, of Jefferson,	O'Malley, of Erie,
Marson, of Oneida,	Blackwell, of Kings,
Baker, of Onondaga,	Harburger, of New York,
Stevens, of Franklin,	Scanlon, of New York,
Gardner, of Wyoming,	Dooling, of New York.
Vacheron, of Queens,	

Revision.

Mr. Hatch, of Steuben,	Mr. Reynolds, of Rensselaer,
Lewis, M. E., of Monroe,	Sullivan, of New York,
Wilson, of Kings,	Juengst, of Kings,
Cooley, of Westchester,	Poth, of New York,
Morgan, of Kings,	Dooling, of New York,
O'Malley, of Erie,	Duross, of New York.
Nye, of Schuylar,	

Codes.

Mr. Weekes, of New York,
Cook, of Erie,
Plank, of St. Lawrence,
Price, of Kings,
Phillips, of Allegany,
Smith, of Columbia,
Dickinson, of Cortland,

Mr. Bennett, of New York,
Smith, W. H., of New York,
Mains, of Westchester,
Hyman, of New York,
Daly, of Kings,
Duross, of New York.

Taxation and Retrenchment.

Mr. Lewis, M. E., of Monroe,
Darrison, of Niagara,
Hatch, of Steuben,
Harris, of Fulton-Hamilton,
Stevens, of Franklin,
Davis, of New York,
Fisher, of Cattaraugus,

Mr. Orr, of Orange,
Coons, of Albany,
Dusinbery, of Sullivan,
Sullivan, of New York,
Hawkins, of Kings,
Geoghan, of Erie.

Canals.

Mr. Lewis, T. D., of Oswego,
O'Brien, of Clinton,
Gardner, of Wyoming,
Weber, of Kings,
Plank, of St. Lawrence,
Schneider, of Erie,
Smith, of Columbia,

Mr. Swarts, of Yates,
McQuade, of Oneida,
Salyerds, of Monroe,
O'Connell, of New York,
Geoghan, of Erie,
Honeck, of New York.

Affairs of Cities.

Mr. Kelsey, of Livingston,
Lewis, M. E., of Monroe,
DeGraw, of Kings,
Davis, of New York,
Burnett, of Ontario,
Cotton, of Kings,
O'Malley, of Erie,

Mr. Seymour, of New York,
Hammond, of Onondaga,
Ross, of Albany,
McKeown, of Kings,
Bradley, of Erie,
Fitzgerald, of New York.

Railroads.

Mr. Bedell, of Orange,
Axtell, of Deleware,
Costello, of Oswego,
Fancher, of Cattaraugus,
Smith, of Dutchess,
Weekes, of New York,
Hitchcock, of Warren,

Mr. Everett, of Putnam,
Swift, of Broome,
Schneider, of Erie,
Smith, J. E., of New York,
Lynn, of New York,
Egan, of New York.

Commerce and Navigation.

Mr. Schneider, of Ulster,	Mr. Rainey, of Kings,
Apgar, of Westchester,	Bell, of New York,
Galbraith, of Rensselaer,	Juengst, of Kings,
Hitchcock, of Warren,	Halpin, of New York,
Lewis, T. D., of Oswego,	Burns, of New York,
Adler, of New York,	Van Name, of Richmond.
Remsen, of Kings,	

Insurance.

Mr. Coughtry, of Albany,	Mr. McQuade, of Oneida,
Apgar, of Westchester,	Cadin, of Onondaga,
Hatch, of Steuben,	Smith, of Columbia,
Adler, of New York,	Rierdon, of New York,
Price, of Kings,	McInerny, of Kings,
Adams, of Kings,	Meister, of New York.
Mansfield, of Saratoga,	

Banks.

Mr. DeGraw, of Kings,	Mr. Thorn, of Ulster,
Smith, of Dutchess,	Snyder, of Ulster,
Remsen, of Kings,	Bennett, of New York,
Treat, of Cayuga,	Holstein, of Kings,
Smith, of Otsego,	Prince, of New York,
Coughtry, of Albany,	Hasenflug, of Kings,
Walrath, of Montgomery,	

Electricity, Gas and Water Supply.

Mr. Rogers, of Broome,	Mr. Platt, of Steuben,
Fordyce, of Cayuga,	Hanford, of Tioga,
Henry, of New York,	Brooks, of Erie,
Ellis, of Genesee,	Kelly, of Albany,
Gardiner, of Monroe,	McKeown, of Kings,
McMillan, of Schenectady,	Sullivan, of New York,
Waite, of Kings,	

Internal Affairs.

Mr. Doughty, of Queens,	Mr. Swarts, of Yates,
Conger, of Tompkins,	Brill, of Oneida,
Baker, of Onondaga,	Weber, of Kings,
Irwin, of Washington,	Delaney, of Kings,
Phipps, of Orleans,	Fitzpatrick, of Kings,
Reynolds, of Rensselaer,	Keenan, of Queens.
Robinson, of Suffolk,	

Labor and Industries.

Mr. Costello, of Oswego,
Fish, of Madison,
Swift, of Broome,
Hitchcock, of Warren,
Everett, of Putnam,
Snyder, of Ulster,
Roberts, of Jefferson,

Mr. Brooks, of Erie,
Leggett, of Niagara,
Orr, of Orange,
O'Connell, of New York,
Prince, of New York,
Richter, of New York.

Excise.

Mr. Knipp, of Chemung,
Burnett, of Ontario,
Fowler, of Chautauqua,
Rogers, of Broome,
Hallock, of Suffolk,
Stevens, of Franklin,
Mansfield, of Saratoga,

Mr. Orr, of Orange,
Brill, of Oneida,
Ruehl, of Erie,
Harburger, of New York,
Juengst, of Kings,
Egan, of New York.

Affairs of Villages.

Mr. Fowler, of Chautauqua,
Galbraith, of Rensselaer,
Harris, of Fulton-Hamilton,
Griffith, of Wayne,
Walrath, of Montgomery,
Phillips, of Allegany,
Treat, of Cayuga,

Mr. Robinson, of Suffolk,
Allston, of Herkimer,
Ryder, of Greene,
Kaiser, of Seneca,
Van Name, of Richmond,
Traub, of Onondaga.

Fisheries and Game.

Mr. Axtell, of Delaware,
Hallock, of Suffolk,
Doughty, of Queens,
Marson, of Oneida,
Dusinbery, of Sullivan,
Irwin, of Washington,
O'Brien, of Clinton,

Mr. Allston, of Herkimer,
Graeff, of Essex,
Hammond, of Onondaga,
Keenan, of Queens,
Wilson, of New York,
Matthews, of Kings.

Public Printing.

Mr. Fordyce, of Cayuga,
Doughty, of Queens,
Darrison, of Niagara,
Gardner, of Wyoming,
McMillan, of Schenectady,
Cook, of Erie,

Mr. Coons, of Albany,
Traub, of Onondaga,
Meister, of New York,
Honeck, of New York,
Baum, of New York.

Public Health.

Mr. Henry, of New York,
Fordyce, of Cayuga,
Gardiner, of Monroe,
Vacheron, of Queens,
Hanford, of Tioga,
Ruehl, of Erie,

Mr. Sherer, of New York,
Nye, of Schuyler,
Sanders, of New York,
Prince, of New York,
Reilly, of New York.

Public Education.

Mr. Griffith of Wayne,
Conger, of Tompkins,
Hallock, of Suffolk,
Babcock, of St. Lawrence,
Morgan, of Kings,
Fisher, of Cattaraugus,
Reynolds, of Rensselaer,

Mr. Landon, of Dutchess,
Ross, of Albany,
Baum, of New York,
Dickey, of Rockland,
Rierdon, of New York,
Bruckner, of New York.

Public Lands and Forestry.

Mr. Smith, of Lewis,
Galbraith, of Rensselaer,
Price, of Kings,
Bryan, of Jefferson,
Harris, of Fulton-Hamilton,
Conger, of Tompkins,

Mr. Plank, of St. Lawrence,
Graeff, of Essex,
Fisher, of Cattaraugus,
Dempsey, of New York,
Richter, of New York.

Public Institutions.

Mr. Adler, of New York,
Ahern, of Rensselaer,
Coughtry, of Albany,
Smith, of Dutchess,
Griffith, of Wayne,
Phipps, of Orleans,

Mr. Dickinson, of Cortland,
Schneider, of Erie,
Matthews, of Kings,
Bradley, of Erie,
Ulmann, of New York.

Military Affairs.

Mr. Cotton, of Kings,
Henry, of New York,
Davis, of New York,
McQuade, of Oneida,
Ruehl, of Erie,
Landon, of Dutchess,

Mr. Mains, of Westchester,
Scanlon, of New York,
Hawkins, of Kings,
Hasenflug, of Kings,
Reilly, of New York.

Soldiers' Home.

Mr. Platt, of Steuben,	Hanford, of Tioga,
Swift, of Broome,	Egan, of New York,
Smith, of Otsego,	Smith, J. E., of New York,
Irwin, of Washington,	Halpin, of New York,
Remsen, of Kings,	Ryder, of Greene.
McMillan, of Schenectady,	

Claims.

Mr. Wilson, of Kings,	Mr. Dickinson, of Cortland,
Cooley, of Westchester,	Blackwell, of Kings,
Patton, of Erie,	Lynn, of New York,
Seymour, of New York,	Fitzgerald, of New York.
Smith, W. H., of New York,	

Federal Relations.

Mr. Ellis, of Genesee,	Mr. Brooks, of Erie,
Vacheron, of Queens,	Bradley, of Erie,
Ahern, of Rensselaer,	Hyman, of New York,
Bell, of New York,	Wilson, of New York.

Charitable and Religious Societies.

Mr. Patton, of Erie,	Mr. Traub, of Onondaga,
Treat, of Cayuga,	Roberts, of Jefferson,
Walrath, of Montgomery,	Smith, J. E., of New York,
Apgar, of Westchester,	Delaney, of Kings.
Mansfield, of Saratoga,	

State Prisons.

Mr. Bryan, of Jefferson,	Mr. Traub, of Onondaga,
Knipp, of Chemung,	Landon, of Dutchess,
Ahern, of Rensselaer,	Holsten, of Kings,
Thorn, of Ulster,	Bruckner, of New York.
O'Brien, of Clinton,	

Privileges and Elections.

Mr. Rodenbeck, of Monroe,	Mr. Phillips, of Allegany,
Cook, of Erie,	Lewis, of Oswego,
Axtell, of Delaware,	Daly, of Kings,
Smith, of Lewis,	O'Connell, of New York.
Marson, of Oneida,	

Trades and Manufactures.

Mr. Darrison, of Niagara,
 Patton, of Erie,
 Waite, of Kings,
 Mains, of Westchester,
 Cadin, of Onondaga,

Mr. Rainey, of Kings,
 Dempsey, of New York,
 Kaiser, of Seneca,
 Ulmann, of New York.

Agriculture.

Mr. Phipps, of Orleans,
 Graeff, of Essex,
 Smith, of Lewis,
 Smith, of Otsego,
 Brill, of Oneida,

Mr. Swarts, of Yates,
 Salyerds, of Monroe,
 Geoghan, of Erie,
 Ryder, of Greene.

Indian Affairs.

Mr. Fancher, of Cattaraugus,
 Baker, of Onondaga,
 Dusingery, of Sullivan,
 Robinson, of Suffolk,
 Everett, of Putnam,

Mr. Adams, of Kings,
 Meister, of New York,
 Burns, of New York,
 Baum, of New York.

Rules.

Mr. Speaker, of Chautauqua,
 Allds, of Chenango,
 Kelsey, of Livingston,

Mr. Bedell, of Orange,
 Frisbie, of Schoharie,
 Kelly, of Albany.

Printed and Engrossed Bills.

Mr. Babcock, of St. Lawrence,
 Coons, of Albany,
 Allston, of Herkimer,

Mr. Salyerds, of Monroe,
 Fitzpatrick, of Kings.

Unfinished Business.

Mr. Gardiner, of Monroe,
 Platt, of Steuben,
 Thorn, of Ulster,

Mr. Rierdon, of New York,
 Honeck, of New York.

The Clerk announced the following appointments:

Assistant clerk—Ray B. Smith.

Journal clerk—Henry L. Gates.

Assistant journal clerk—Morton Cromwell.

Deputy clerks—Floyd D. Chase, John A. Elwood, D. W. Evarts, James J. Flannigan, W. S. Moore, George A. Donie, Clarence A. Barrow, William V. Ross, John Glover, Wm. J. Kline.

Deputy clerk to committee on revision—James C. Sheldon.

Deputy clerk to committee on engrossed bills—Charles H. Betts.

Assistant clerk to committee on engrossed bills—Charles E. Adams.

Index clerk—John A. Cole.

Assistant index clerks—Amos M. Knapp, Charles A. Sloane.

Librarian—John R. Yale.

Assistant librarian—B. V. Smith.

Financial clerk—Frank N. Petrie.

Assistant financial clerk—Wm. A. Strawson.

Superintendent of wrapping department—Frank K. Bowers.

Assistant superintendent of wrapping department—John B. Odell.

Mail and document carrier—David S. Booth.

Superintendent of documents—Fred R. Smith.

Assistant superintendent of documents—D. J. McCarragher.

Chief messenger in charge of pages—A. D. Lawrence.

Messengers—James H. Millard, Buddington Sharp, William Holmes, Cassius A. Johnson, E. M. Clarke, Andrew Ludolph, Louis L. Crozier.

Pages—Dwight L. Goewey, Eddie A. Matthews, Charles H. Foster, William A. Ross, Max Coplon, Jerry Moore, Robert H. D. Thompson, Augustus C. Gett, John Bronk, Charles A. Wasmuth, Charles Dady, Matthew O'Neill, Frank J. Witt, Harry Reitfort, Harry H. Bensel, Raymond D. Miller, Charles A. Girvin, Charles Wilkinson, Charles F. Coyne, William Flynn, Ed. Johnson, H. Muzzey, Jas. W. Seabury, Wm. Clute, Mott Smith, John Ruttenbur.

Mr. Speaker announced the following appointments:

Speaker's stenographer—James D. Taylor.

Speaker's messenger—George Walters.

Postmaster—John S. Herrington.

Assistant postmaster—John Parsons.

Post-office messenger—John Ulrich.

Assistant doorkeepers—Thomas J. Darcy, R. E. Warren, Michael Ball, J. V. Banks, Norman B. Hurd, A. H. Campbell, Myron A. Phelps, Norman DuBois.

Janitor—Wm. H. Butler.

Assistant janitor—Chas. Pasch.

General messengers — Edward Thomson, Isidor Schwarz, Paul A. Malles, John B. McLaughlin, C. L. Terry, George K. Smith, Harry Cohen.

Clerk to committee on ways and means—H. J. Daniels.

Clerk to committee on judiciary—B. F. Saunders.

Clerk to committee on cities — L. F. Viereck.

Clerk to committee on codes — James G. McMurray.

Clerk to committee on railroads — James E. Landy.

Clerk to committee on villages—Arthur L. Richardson.

Committee clerks—G. L. Flint, Daniel Falvay, Robert C. Watling, David S. Murden, Edward Roper, Lloyd Miller, Charles H. Hunter, Henry A. Murphy, Henry J. Miller, J. Frank Gill, John H. Kennedy, Hiram P. Porter.

Stenographer on committee of ways and means—Archie D. Gibbs.

Stenographer of minority leader—Albert E. Hoyt.

Stenographer of committee on cities — Miss Carrie Miller.

Stenographers—Miss Ada Lighthall, L. W. Baxter, E. S. McKnight, Tribush Morris.

Messenger — James Cronin.

Pages — Oscar Wendell, James Guider, Robert McDowell, L. J. Lloyd.

Mr. Coughtry introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith against the State for damages alleged to have been sustained by her, and to render judgment therefor" (Int. No. 14), which was read the first time and referred to the committee on claims.

Mr. Bell introduced a bill entitled "An act to provide a monument to the members of the Seventy-first Regiment, killed in the Spanish-American war, etc." (Int. No. 16), which was read the first time and referred to the committee on ways and means.

Mr. Harburger introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to make an appropriation for supplying coal to the poor of the boroughs of Manhattan, Bronx, Brooklyn, Queens and Richmond" (Int. No. 18), which was read the first time and referred to the committee on affairs of cities.

Mr. Fish introduced a bill entitled "An act to amend chapter 36 of the general laws known as the Stock Corporation Laws" (Int. No. 15), which was read the first time and referred to the committee on the judiciary.

Mr. Harburger introduced a bill entitled "An act to provide for the regulation of traffic in liquors by the local legislative authorities of towns and cities of the State" (Int. No. 17), which was read the first time and referred to the committee on excise.

Also, a bill entitled "An act to amend chapter 272 of the Laws of 1892 and section 119 of the Penal Code of the State of New York" (Int. No. 19), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend the Insanity Law relative to the commitment and custody of the insane" (Int. No. 20), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relative to the establishment of a system and plant for supplying gas to the city of New York and to its inhabitants" (Int. No. 21), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Kelsey introduced a bill entitled "An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in said city" (Int. No. 24), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Executive Law, in relation to the powers of the Deputy Comptroller" (Int. No. 22), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to terminate the terms of office of the police commissioners of the city of New York; to abolish the office of chief of police in said city; to concentrate the functions heretofore exercised by such commissioners and chief in a single commissioner; to provide for the appointment and removal of such commissioner and his deputies, and to enlarge the powers heretofore exercised by said commissioners and to

confer such enlarged powers upon such single commissioner and his deputies; to transfer the powers and functions heretofore exercised by the treasurer of the police board to the comptroller of the city of New York, and to take from such commissioner the control of the general bureau of elections and to abolish such bureau" (Int. No. 23), which was read the first time and referred to the committee on affairs of cities.

Mr. Mansfield introduced a bill entitled "An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park" (Int. No. 25), which was read the first time and referred to the committee on affairs of villages.

Mr. Patton introduced a bill entitled "An act authorizing the construction of a steel bridge and abutments and approaches thereto over the canal slip from the Erie canal to the Niagara river, on North Niagara street, in the village of Tonawanda, Erie county, New York, together with the adjacent canal retaining walls, and making an appropriation therefor" (Int. No. 26), which was read the first time and referred to the committee on ways and means.

Mr. Phipps introduced a bill entitled "An act to amend the Agricultural Law, and the act amendatory thereof relative to the prevention of disease in fruit trees and the pests that infest the same" (Int. No. 27), which was read the first time and referred to the committee on agriculture.

Mr. James E. Smith introduced a bill entitled "An act for the relief of the Elliot & Hatch Book Typewriter Company, in payment for merchandise and supplies sold to the city of New York" (Int. No. 28), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 34 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government

thereof,' relative to auctioneers" (Int No. 29), which was read the first time and referred to the committee on affairs of cities.

Mr. Van Name introduced a bill entitled "An act to amend the Greater New York charter, relating to the patenting of lands under water, by the Commissioners of the Land Office" (Int. No. 32), which was read the first time and referred to the committee on affairs of cities.

Mr. Weekes introduced a bill entitled "An act to amend the Domestic Relations Law in relation to marriages" (Int. No. 30), which was read the first time and referred to the committee on codes.

Mr. Van Name introduced a bill entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against John J. Bennett, formerly a patrolman in the police department of the county of Richmond" (Int. No. 31), which was read the first time and referred to the committee on affairs of cities.

Mr. Cooley introduced a bill entitled "An act to limit the territory of the village of Hastings-on-Hudson by exempting from the limits of said village certain property required for State highways" (Int. No. 33), which was read the first time and referred to the committee on affairs of villages.

Mr. Allds introduced a bill entitled "An act to amend the Forest, Fish and Game Law, and chapter 220 of the Laws of 1897, entitled 'An act to provide for the acquisition of land in the territory embraced in the Adirondack park and making an appropriation therefor,' in relation to the Forest, Fish and Game Commission and the Forest Preserve Board" (Int. No. 34), which was read the first time and referred to the committee on ways and means.

Mr. Henry introduced a bill entitled "An act regulating the selection of trial jurors and the mode of drawing trial jurors in each county of the State having a certain population" (Int. No. 36), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend chapter 927 of the Laws of 1895, entitled 'An act concerning naturalization, and regulating the procedure in cases of naturalization in courts of this

State" (Int. No. 35), which was read the first time and referred to the committee on the judiciary.

Mr. Costello introduced a bill entitled "An act to extend and regulate liability of employers to employees and others for injuries suffered by them" (Int. No. 38), which was read the first time and referred to the committee on labor and industries.

Mr. Henry introduced a bill entitled "An act to amend the real property to acknowledgment of conveyances" (Int. No. 37), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Allds introduced a bill entitled "An act providing for the payment of the balance due newspapers for the publication of the general laws of the State for the year 1900, and for deficiency in appropriation for the publication of the sessions laws and the official canvass and official notices provided by law" (Int. No. 40), which was read the first time.

On motion of Mr. Allds, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on ways and means.

By unanimous consent,

Also, a bill entitled "An act to amend chapter 11 of the Laws of 1898, entitled 'An act to amend the charter of the village of Norwich and for the purpose of providing for the paving of the streets of said village and funds for the payment of the same'" (Int. No. 39), which was read the first time.

On motion of Mr. Allds, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Bedell introduced a bill entitled "An act to legalize the bonds of the Union free school district No. 12 of the town of Warwick, in the county of Orange, dated January 1, 1901, issued for the payment of a site and the erection of a new school house in said district, and to provide for the payment of said bonds and the interest thereon" (Int. No. 41), which was read the first time.

On motion of Mr. Bedell, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on (?)

By unanimous consent,

Mr. Doughty introduced a bill entitled "An act to validate, approve and legalize bonds of the village of Hempstead to the amount of \$75,000 issued, or to be issued, for water works purposes, and to the amount of \$25,000 issued, or to be issued, for lighting purposes" (Int. No. 42), which was read the first time.

On motion of Mr. Doughty, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

By unanimous consent,

Mr. Rogers introduced a bill entitled "An act to amend chapter 81 of the Laws of 1895, entitled 'An act to authorize the city of Binghamton to borrow money to meet temporary deficiencies in its current fund, and to issue its notes therefor'" (Int. No. 44), which was read the first time.

On motion of Mr. Rogers, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Fancher introduced a bill entitled "An act to amend chapter 281 of the Laws of 1891, entitled 'An act to make the office of county clerk of Cattaraugus county a salaried office and regulating the management of said office in relation to the execution of the bonds of such clerk'" (Int. No. 43), which was read the first time.

On motion of Mr. Fancher, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

By unanimous consent,

Mr. Darrison introduced a bill entitled "An act to amend section 3 of chapter 226 of the Laws of 1840, entitled 'An act for the incorporation of a cemetery association in the village of Lockport as amended by chapter 4 of the Laws of 1895'" (Int. No. 47), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Snyder introduced a bill entitled "An act to authorize the city of Kingston to issue bonds for the purpose of pay-

ing bonds issued in aid of the Walkill Valley Railway falling due February 1, 1901 " (Int. No. 45), which was read the first time.

On motion of Mr. Snyder, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Costello introduced a bill entitled " An act to create the office of commissioner of labor, and abolishing the offices of commissioner of labor statistics and factory inspector, and the State board of mediation and arbitration " (Int. No. 46), which was read the first time and referred to the committee on labor and industries.

By unanimous consent,

Mr. DeGraw introduced a bill entitled "An act to amend chapter 652 of the Laws of 1899, entitled 'An act relative to the New East River bridge, authorized to be constructed by chapter 789 of the Laws of 1895, entitled 'An act to authorize the construction of a bridge over the East river between the cities of New York and Brooklyn ' " (Int. No. 48), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Hatch introduced a bill entitled " Concurrent resolution, proposing an amendment to section 8 of article 7 of the Constitution, relating to the disposition of the canals " (Int. No. 50), which was read the first time and referred to the committee on canals.

By unanimous consent,

Mr. John S. Smith introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the commitment of vagrants " (Int. No. 52), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. Egan introduced a bill entitled "An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine into the facts concerning the services claimed to have been rendered by Charles J. Weiss, Wm. A. Sheldon, Joseph Quin, Patrick J. McEvily and Stephen J. Hanley in the department of taxes and assessments in the city

of New York in the year 1899" (Int. No. 49), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Knipp introduced a bill entitled "An act to authorize the common council of the city of Elmira to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low-water mark of the Chemung river, in the city of Elmira" (Int. No. 51), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. S. W. Smith introduced a bill entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages,' constituting chapter 21 of the general laws, in relation to the establishment of dumping grounds" (Int. No. 53), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. McInerney introduced a bill entitled "An act to amend section 11 of chapter 501 of the Laws of 1885, entitled 'An act to amend chapter 151 of the Laws of 1882, entitled An act to amend chapter 361 of the Laws of 1881, entitled An act to amend chapter 542 of the Laws of 1880, entitled An act to provide for raising taxes for the use of the State upon certain corporations, joint stock companies and associations'" (Int. No. 55), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent,

Also, a bill entitled "An act to amend the law in relation to the taxation of trust companies" (Int. No. 54), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent,

Mr. Vacheron introduced a bill entitled "An act for the suppression of gambling and pool selling" (Int. No. 56), which was read the first time and referred to the committee on general laws.

By unanimous consent,

Also, a bill entitled "An act to amend chapter 686 of the Laws of 1894, as amended by chapter 104 of the Laws of 1900, entitled

‘An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau’” (Int. No. 58), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Also, a bill entitled “An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in surrogates’ courts” (Int. No. 57), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. H. Wilson introduced a bill entitled “An act to amend section 447 of the Code of Civil Procedure, relative to party defendants” (Int. No. 60), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. Waite introduced a bill entitled “An act to empower and command the board of estimate and apportionment of the city of New York to provide funds for the purchase by the city of New York of a suitable headquarters for the Williamsburg Volunteer Firemen’s Association” (Int. No. 59), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. H. Wilson introduced a bill entitled “An act giving authority to the Commissioners of the Land Office to grant and convey to the United States of America certain lands under water in the harbor of New York at Governor’s Island, and to cede jurisdiction to the United States over said lands under water” (Int. No. 61), which was read the first time.

On motion of Mr. H. Wilson, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on ways and means.

By unanimous consent,

Mr. Cooley introduced a bill entitled “An act to amend chapter 909 of the Laws of 1896, entitled ‘An act in relation to the elections, constituting chapter 6 of the general laws,’ and acts amendatory thereof” (Int. No. 62), which was read the first time and referred to the committee on the judiciary.

On motion of Mr. Allds, the House adjourned.

THURSDAY, JANUARY 10, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edwin Forest Hallenbeck.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Speaker presented the annual report of the Syracuse State Institution for Feeble-Minded Children; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Wyoming Benevolent Institute; which was laid upon the table and ordered printed.

(See Document.)

Also, the seventh annual report of the Woman's Relief Corps Home; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Commissioner of Pilots; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Board of Pharmacy; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Inspector of Gas Meters; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Comptroller; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the New York Institute for the Blind; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Adjutant-General; which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the State Engineer and Surveyor on the measurement of the volume of streams and flow of water in the State of New York; which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the thirty-second annual report of the manager and superintendent of the New York State School for the Blind at Batavia; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Engineer and Surveyor; which was laid upon the table and ordered printed.

(See Document.)

Also, the sixty-fifth annual report of the manager of the New York Institute for the Blind; which was laid upon the table and ordered printed.

(See Document.)

Mr. S. W. Smith offered for the consideration of the House, a resolution in the words following:

Resolved, That the committee on the judiciary be discharged from further consideration of Assembly bill No. 7, Int. No. 7, entitled "Concurrent resolution of the Senate and Assembly, proposing an amendment to article 7 of the constitution, relating to said resolution, and that said bill be referred to the committee on canals.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Mr. Adams introduced a bill entitled "An act to enable the fire commissioner of the fire department of the city of New York to rehear and determine the charges against Charles Wiegert, a fireman of the former city of Brooklyn, for reinstatement in said department" (Int. No. 63), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act requiring companies and individuals operating street railways or railroads within the borough of Brooklyn, city of New York, to use cars with vestibuled platforms" (Int. No. 64), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Also, a bill entitled "An act to direct the Board of Estimate and Apportionment of the city of New York to audit and allow the interest on assessments to the owners and persons interested on the land assessed by said city within the lines of the assessment for the paving and grading of Logan street, Berrman street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street, Market street, Belmont avenue, Miller avenue, Essex street, and Sutter avenue, under chapter 310 of the Laws of 1892, all in the borough of Brooklyn, city of New York" (Int. No. 65), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Also, a bill entitled "An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue, in the town of New Lots, in the county of Kings" (Int. No. 66), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Ahern introduced a bill entitled "An act to amend section 3 of chapter 594 of the Laws of 1899, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plank roads and bridges'" (Int. No. 67), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Railroad Law in relation to the protection of certain employes of street railroads" (Int. No. 68), which was read the first time and referred to the committee on railroads.

Mr. Baker introduced a bill entitled "An act to establish a Normal school, at the village of Elbridge, in the county of Onondaga" (Int. No. 69), which was read the first time and referred to the committee on ways and means.

Mr. Bennet introduced a bill entitled "An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce" (Int. No. 70), which was read the first time and referred to the committee on codes.

Mr. Bennet introduced a bill entitled "An act to exempt from taxation certain real estate leased to St. John's Armenian Apostolic Church, in the city of New York" (Int. No. 71), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Blackwell introduced a bill entitled "An act in relation to the construction, maintenance and operation of railroads upon Ashland place, in the borough of Brooklyn, in the city of New York" (Int. No. 72), which was read the first time and referred to the committee on railroads.

Mr. Cooley introduced a bill entitled "An act to amend the Greater New York charter, pertaining to the distribution of moneys collected on account of taxation of foreign fire insurance companies in the city of New York" (Int. No. 73), which was read the first time and referred to the committee on affairs of cities.

Mr. Galbraith introduced a bill entitled "An act providing for the repair, improvement and enlargement of the State armory in the city of Troy, Rensselaer county, and making an appropriation for said purposes, and providing for the purchase of a site for such armory and the taking of real estate therefor" (Int. No. 74), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Holsten introduced a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' in relation to the municipal court of the city of New York, in the borough of Brooklyn" (Int. No. 75), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the establishment of a public market in the Eighth ward of the borough of Brooklyn, city of New York" (Int. No. 76), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Malley introduced a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (Int. No. 77), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend sections 2647, 2649, 2651, 2652, 2653a, 2626 and 2627 of the Code of Civil Procedure, relating to revocation of probate" (Int. No. 78), which was read the first time and referred to the committee on codes.

By unanimous consent,

Also, a bill entitled "An act to amend chapter 240 of the Laws of 1897, entitled 'An act to amend chapter 255 of the Laws of 1890, entitled An act to amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 353 of the Laws of 1892, entitled 'An act to further amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 255 of the Laws of 1890, entitled 'An act to amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads'" (Int. No. 79), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. Nye introduced a bill entitled "An act to provide for repairing and reconstructing the banks and channels of Glen creek, in the village of Watkins, and making an appropriation therefor" (Int. No. 80), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Prince introduced a bill entitled "An act for the better collection of judgments obtained in favor of journeymen, laborers and other wage earners" (Int. No. 81), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act relating to the commencement of certain actions by journeymen, laborers and other wage earners in the city of New York" (Int. No. 82), which was read the first time and referred to the committee on the judiciary.

Mr. Rogers introduced a bill entitled "An act to amend the Public Health Law in relation to the registration of students in dentistry" (Int. No. 83), which was read the first time and referred to the committee on public health.

Mr. Schneider introduced a bill entitled "An act to terminate the terms of office of the police commissioners of the city of Buffalo; to abolish the offices of superintendent of police and assistant superintendent of police in said city; to concentrate the functions heretofore exercised by such commissioners and by the police board and by the superintendent of police and assistant superintendent of police in a single commissioner; to provide for the appointment and removal of such commissioner and his deputy; and to enlarge the powers heretofore exercised by said commissioners and said board of police, and to confer such enlarged powers upon such single commissioner and his deputy" (Int. No. 84), which was read the first time and referred to the committee on affairs of cities.

Mr. Seymour introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to Valentine M. Collins compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, pending the preparation of municipal civil service eligible lists for the position of supervisor of truancy in said department" (Int. No. 85), which was read the first time and referred to the committee on affairs of cities.

Mr. W. H. Smith introduced a bill entitled "An act to provide for acquiring land and property and the maintenance of the Hamilton grange as a memorial building in honor of Alexander Hamilton and making an appropriation therefor" (Int. No. 86), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act in relation to the widening and improvement of One Hundred and Thirty-fifth street west of St.

Nicholas avenue, in the city of New York" (Int. No. 87), which was read the first time and referred to the committee on affairs of cities.

Mr. S. W. Smith introduced a bill entitled "An act to amend chapter 338, Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws,' and to amend chapter 661 of the Laws of 1893, entitled 'An act in relation to public health, constituting chapter 25 of the general laws,' and to repeal chapter 1013 of the Laws of 1895, entitled 'An act to amend the Public Health Law in relation to the appointment of a special committee to the State Board to investigate the disease of tuberculosis'" (Int. No. 88), which was read the first time and referred to the committee on agriculture.

Mr. Sullivan introduced a bill entitled "An act to provide for the better protection of the public health, in relation to the manufacture and sale of cigarettes" (Int. No. 89), which was read the first time and referred to the committee on public health.

Mr. Swift introduced a bill entitled "An act to amend the Highway Law, relating to the removal of stone from highways" (Int. No. 90), which was read the first time and referred to the committee on internal affairs.

Mr. Van Name introduced a bill entitled "An act to prohibit the operation of boats thirty-five years old on ferries $4\frac{1}{2}$ and not more than 9 miles long, between two boroughs of any city in the State of New York" (Int. No. 91), which was read the first time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to regulate the rate of fare for foot passengers on ferries $4\frac{1}{2}$ miles and not more than 9 miles long, between two boroughs of any city in the State of New York, during the hours traveled by working men" (Int. No. 92), which was read the first time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to regulate early morning trips on ferries $4\frac{1}{2}$ and not more than 9 miles long, between two boroughs of any city in the State of New York" (Int. No. 93), which

was read the first time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to regulate monthly commutation on ferries $4\frac{1}{2}$ miles and not more than 9 miles long, between two boroughs of any city in the State of New York " (Int. No. 94), which was read the first time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to compel the operation of passenger trains by railroad companies operating, owning, using or leasing railroad bridges across navigable salt-water streams which bridges connect cities of the first class with another State " (Int. No. 95), which was read the first time and referred to the committee on railroads.

Mr. Weber introduced a bill entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York " (Int. No. 96), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York " (Int. No. 97), which was read the first time and referred to the committee on affairs of cities.

Mr. H. Wilson introduced a bill entitled "An act to amend section 10 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens, constituting chapter 49 of the general laws,' in relation to the filing of notice of lien " (Int. No. 98), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to provide for a commission to revise, amend, reform, simplify, abridge and codify the laws, rules, practice, pleadings, forms and proceedings of the municipal court of the city of New York, the clerks, officers and attendants thereof, and the marshals attached thereto " (Int. No. 99), which was read the first time and referred to the committee on affairs of cities.

Mr. McMillan introduced a bill entitled "An act to amend chapter 485 of the Laws of 1883, and the acts amendatory thereof, relative to the issuing of bonds by the common council of the city of Schenectady " (Int. No. 100), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the city of Schenectady to borrow money and issue the bonds of said city therefor for the purpose of paying certain indebtedness of said city" (Int. No. 101), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the city of Schenectady to borrow money and to issue the bonds of said city therefor for the purpose of paying the indebtedness of the fire department of said city" (Int. No. 102), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 294 of the Laws of 1890, as amended by chapter 190 of the Laws of 1893, as amended by chapter 485 of the Laws of 1900" (Int. No. 103), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council" (Int. No. 104), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 134 of the Laws of 1888" (Int. No. 105), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to permit the payment of certain assessments for street improvements in the city of Schenectady upon certain terms and directing the repayment of certain moneys paid for assessments" (Int. No. 106), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend an act entitled 'An act to organize a fire department and board of fire commissioners in and for the city of Schenectady,' passed May 12, 1899" (Int. No.

107), which was read the first time and referred to the committee on affairs of cities.

Mr. J. E. Smith introduced a bill entitled "An act to enable the fire commissioners of the city of New York to rehear and determine the charges against James J. Enright, a fireman of the first grade, for reappointment in said department" (Int. No. 108), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to enable the fire commissioner of the city of New York to rehear and determine the charges against firemen for reinstatement in the fire department of New York city" (Int. No. 109, which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against policemen of the first, second, third, fourth and fifth grades for reinstatement in said department" (Int. No. 110), which was read the first time and referred to the committee on affairs of cities.

Mr. Blackwell introduced a bill entitled "An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 111), which was read the first time and referred to the committee on affairs of cities.

Mr. J. E. Smith introduced a bill entitled "An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives" (Int. No. 112), which was read the first time and referred to the committee on codes.

Mr. Traub introduced a bill entitled "An act to provide for the system of taxation for working and repairing highways in the town of DeWitt in the county of Onondaga during the year 1901" (Int. No. 113), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. Adams introduced a bill entitled "An act to settle, adjust and validate an assessment for certain expenses incurred by the city of Brooklyn and the city of New York in reference to the Jamaica and Brooklyn plank road" (Int. No. 114), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Allds introduced a bill entitled "An act legalizing the action of the board of supervisors of the county of Seneca in changing the time of holding town meetings" (Int. No. 115), which was read the first time,

On motion of Mr. Allds, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

By unanimous consent,

Mr. Apgar introduced a bill entitled "An act to amend chapter 337 of the Laws of 1893, relative to the appointment of trust companies as guardian, trustee or administrator", (Int. No. 116) which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Kelsey introduced a bill entitled "An act to amend the Village Law and the Town Law, in relation to the protection of the rights of taxpayers" (Int. No. 117), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. McQuade introduced a bill entitled "An act to legalize the vote taken and cast in the city of Utica at the general election in the year 1900 for the appropriation of moneys to make extraordinary repairs on the Central advanced schoolhouse in that city, and the proceedings preliminary to said vote, and to legalize and validate any bonds to be issued pursuant to said vote" (Int. No. 118), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. S. W. Smith introduced a bill entitled "An act to amend chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation constituting chapter 24 of the general laws, and the acts amendatory thereof and supplemental thereto in relation to exemption and mode of assessment'" (Int. No. 119), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent,

Also, a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages

alleged to have been sustained while in the employ of the State " (Int. No. 120), which was read the first time and referred to the committee on claims.

By unanimous consent,

Mr. Mains introduced a bill entitled "An act for the relief of the First University Society of Mount Vernon, New York, a religious corporation " (Int. No. 121), which was read the first time and referred to the committee on charitable and religious societies.

By unanimous consent,

Also, a bill entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to organize and establish a police department for the city of Yonkers,' and the acts amendatory thereof " (Int. No. 122), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Marson introduced a bill entitled "An act amending chapter 418, Laws of 1897, known as the Lien Law, providing for the creating of a lien upon property held by third parties, belonging to debtors and also upon moneys due debtors from such third parties, copartnership or corporation " (Int. No. 123), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. McQuade introduced a bill entitled "An act to legalize the vote taken and cast in the city of Utica at the general election in the year 1900 for the appropriation of moneys to enlarge the Mary street schoolhouse in that city, and to make extraordinary repairs thereon, and the proceedings preliminary to said vote, and to legalize and validate any bonds to be issued pursuant to said vote " (Int. No. 124), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. McInerney introduced a bill entitled "An act to amend section 298 of the Penal Code relating to bigamy " (Int. No. 125), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. McKeown introduced a bill entitled "An act to amend section 3 of chapter 772 of the Laws of 1896, entitled 'An act in re-

lation to the office of the district attorney of the county of Kings providing for the election of district attorney and the appointment of clerks, stenographers and county detectives for said office' " (Int. No. 126), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Price introduced a bill entitled " An act to amend the Forest, Fish and Game Law, in relation to the protection of wild moose, elk, caribou and antelope, and also providing for restocking the Adirondack region with wild moose, and making an appropriation therefor " (Int. No. 127), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Waite introduced a bill entitled " An act to legalize and confirm certain appointments as firemen, and to make such appointees members of the fire department of the city of New York " (Int. No. 128), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Weber introduced a bill entitled " An act to amend the Greater New York charter, relating to the municipal court of the city of New York " (Int. No. 129), which was read the first time and referred to the committee on affairs of cities.

On motion of Mr. Kelsey the House adjourned.

FRIDAY, JANUARY 11, 1901.

The House met pursuant to adjournment.

Mr. Allds in the chair.

Prayer by Rev. Edwin Forrest Hallenbeck.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Elmira Reformatory, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Superintendent of Public Buildings, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Trustees of Webb's Academy and Home for Shipbuilders, which was laid upon the table and ordered printed.

(See Document.)

Mr. Darrison introduced a bill entitled "An act to permit qualification and examination of dental students engaged in the study of dentistry under private preceptorship on May 12, 1892, who failed to file the certificate required by chapter 528 of the Laws of 1892, under the same conditions as if such certificate had been filed" (Int. No. 130), which was read the first time and referred to the committee on general laws.

Mr. Davis introduced a bill entitled "An act to amend section 2643 of the Code of Civil Procedure" (Int. No. 131), which was read the first time and referred to the committee on codes.

Mr. Doughty introduced a bill entitled "An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens'" (Int. No. 132), which was read the first time and referred to the committee on internal affairs.

Mr. R. Gardiner introduced a bill entitled "An act to confer jurisdiction upon the court of claims to hear, audit and determine the alleged claim of Joseph C. Farmer against the State of New York" (Int. No. 133), which was read the first time and referred to the committee on claims.

Also, a bill entitled "An act to enable the commissioner of public safety in the city of Rochester, to re-hear and determine the charges against Nicholas P. Oldfield, formerly a captain of Chemical Company No. 1 in the fire department of said city" (Int. No. 134), which was read the first time and referred to the committee on affairs of cities.,

Mr. Juengst introduced a bill entitled "An act relating to the free carriage of bicycles on ferry-boats" (Int. No. 135), which was read the first time and referred to the committee on commerce and navigation.

Mr. McInerney introduced a bill entitled "An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers'" (Int. No. 136), which was read the first time and referred to the committee on the judiciary.

Mr. Remsen introduced a bill entitled "An act to amend chapter 717 of the Laws of 1900, entitled 'An act to provide for the payment of the claim of Kingsley Lloyd for services rendered to the board of education of the city of New York'" (Int. No. 137), which was read the first time and referred to the committee on affairs of cities.

Mr. Plank introduced a bill entitled "An act authorizing the Oswegatchie Agricultural Society to file the reports required by chapter 820 of the Laws of 1895" (Int. No. 138), which was read the first time and referred to the committee on agriculture.

Mr. Price introduced a bill entitled "An act in relation to the grading and paving of the highway or avenue known as Prospect avenue in the borough of Brooklyn, Kings county, now a part of the city of New York" (Int. No. 139), which was read the first time and referred to the committee on affairs of cities.

Mr. Scanlon introduced a bill entitled "An act to authorize the abolition of certain grade crossings in the city of New York" (Int. No. 140), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relating to the municipal court of the city of New York" (Int. No. 141), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled "An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens,

and to provide for the government thereof," relating to the department of buildings" (Int. No. 142), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to repeal chapter 326 of the Laws of 1895, entitled "An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit," and the several acts amendatory thereof or supplemental thereto" (Int. No. 143), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act amending subdivision 8 of section 791 of the Code of Civil Procedure" (Int. No. 144), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families" (Int. No. 145), which was read the first time and referred to the committee on general laws.

Also, a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof," relating to inferior courts of criminal jurisdiction and providing for trials by jury" (Int. No. 146), which was read the first time and referred to the committee on affairs of cities.

Mr. Van Name introduced a bill entitled "An act to amend the Greater New York charter relative to the board of docks, and to municipal ownership of ferries" (Int. No. 147), which was read the first time and referred to the committee on affairs of cities.

Mr. W. H. Wilson introduced a bill entitled "An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace of the notice of her intention to commence an action against the city of New York for damages for personal injuries and of the time and place at which the injuries were received" (Int. No. 148), which was read the first time and referred to the committee on affairs of cities.

Mr. H. Wilson introduced a bill entitled "An act to amend section 1151 of the Code of Civil Procedure, relative to compensa-

tion to judges" (Int. No. 149), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to make the office of clerk of the county of Kings a salaried office and regulate the management of said office" (Int. No. 150), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to make the office of register of the county of Kings a salaried office and regulating the management of said office" (Int. No. 151), which was read the first time and referred to the committee on affairs of cities.

Mr. Griffiths introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Barbara Eyer Schaub, executrix and legatee under the last will and testament of Jacob Schaub, deceased, against the State of New York, for money deposited by said Jacob Schaub in P. R. Westfall's bank at Lyons, to the credit of the auditor of the canal department, and lost by a failure of said bank" (Int. No. 152), which was read the first time and referred to the committee on claims.

Mr. Burnett introduced a bill entitled "An act to legalize, validate and confirm certain deeds of conveyance arising out of tax sales heretofore made by the treasurer of Ontario county" (Int. No. 153), which was read the first time and referred to the committee on general laws.

Mr. Fish introduced a bill entitled "An act to amend chapter 35 of the general laws, known as the General Corporation Law" (Int. No. 154), which was read the first time and referred to the committee on the judiciary.

Mr. Burnett introduced a bill entitled "An act to amend chapter 661 of the Laws of 1893, entitled 'An act in relation to the public health, constituting chapter 25 of the general laws,' relative to the manufacture and sale of beer, ale and porter" (Int. No. 155), which was read the first time and referred to the committee on excise.

By unanimous consent,

Mr. Egan introduced a bill entitled "An act to amend the Labor Law, relating to the employment of citizens of the United States on public works" (Int. No. 156), which was read the first time and referred to the committee on labor and industries.

By unanimous consent,

Also, a bill entitled "An act to amend the Lien Law, relating to the extent and priority of liens" (Int. No. 157), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Also, a bill entitled "An act to amend the Labor Law, relating to safety appliances for scaffolding for the use of employes" (Int. No. 158), which was read the first time and referred to the committee on labor and industries.

By unanimous consent,

Mr. Fitzgerald introduced a bill, entitled "An act to amend chapter 909 of the Laws of 1896, entitled 'An act in relation to the elections, constituting chapter 6 of the general laws,' and acts amendatory thereof" (Int. No. 159), which was read the first time and referred to the committee on codes.

On motion of Mr. Kelsey, the House adjourned.

MONDAY, JANUARY 14, 1901.

The House met pursuant to adjournment.

Prayer by Rev. J. Eaton Clapp, D. D.

On motion of Mr. Kelsey, the reading of the journal of Friday, January 11, was dispensed with and the same was approved.

Leave of absence was granted to Mr. J. L. Smith until Tuesday, to Mr. O'Malley until Thursday, to Mr. Cotton indefinitely and to Mr. Adler until Wednesday.

By unanimous consent,

The committee on ways and means introduced a bill entitled "An act making appropriations for the support of government" (Int. No. 173), which was read the first time and referred to the committee on ways and means.

Mr. Speaker presented the annual report of the Life Saving Corps; which was laid upon the table and ordered printed.

(See Document.)

Also, the eighty-second annual report of the New York Institute for the Instruction of the Deaf and Dumb; which was laid upon the table and ordered printed.

(See Document.)

Also, the twenty-sixth annual report of the Central New York Institute for Deaf-Mutes, at Rome; which was laid upon the table and ordered printed.

(See Document.)

Also, the twenty-third annual report of St. Joseph's Institute for the Improved Instruction of Deaf-Mutes, Brooklyn; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Superintendent of the Onondaga Salt Springs; which was laid upon the table and ordered printed.

(See Document.)

Mr. Cotton introduced a bill entitled "An act to exempt from taxation the property of certain medical societies situated in cities of the first class" (Int. No. 160), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Kelsey introduced a bill entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties'" (Int. No. 161), which was read the first time and referred to the committee on affairs of cities.

Mr. Scanlon introduced a bill entitled "An act to provide for the payment of New York State volunteers in the late Spanish-American war" (Int. No. 162), which was read the first time and referred to the committee on ways and means.

Mr. Doughty introduced a bill entitled "An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations" (Int. No. 163), which was read the first time and referred to the committee on commerce and navigation.

Mr. Scanlon introduced a bill entitled "An act to amend section 24 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of

Brooklyn and the county of Kings, county of Richmond, and part of the county of Queens, and to provide for the government thereof,' by the creation of a new aldermanic district " (Int. No. 164), which was read the first time and referred to the committee on affairs of cities.

Mr. Davis introduced a bill entitled "An act to amend the Tax Law by providing for the apportionment of State taxes and for local option in taxation" (Int. No. 165), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Cook introduced a bill entitled "An act to amend section 73, article 4, chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of this State,' constituting chapter 31 of the general laws" (Int. No. 166), which was read the first time and referred to the committee on fisheries and game.

Mr. Bell introduced a bill entitled "An act to amend section 152 of chapter 661 of the Laws of 1893, entitled 'An act in relation to the public health, constituting chapter 25 of the general laws" (Int. No. 167), which was read the first time and referred to the committee on public health.

Mr. O'Brien introduced a bill entitled "An act to amend sections 7, 8 and 17 of chapter 416 of the Laws of 1900, entitled 'An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor" (Int. No. 168), which was read the first time and referred to the committee on ways and means.

Mr. Allds introduced a bill entitled "An act to amend the State Charities Law, relating to the State Board of Charities" (Int. No. 169), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend chapter 1026 of the Laws of 1895, entitled 'An act to provide for the appointment of a State commission of prisons, and defining its duties and powers,' relative to the membership of such commission" (Int. No. 170), which was read the first time and referred to the committee on ways and means.

Mr. H. Wilson introduced a bill entitled "An act to make the office of sheriff of the county of Kings a salaried office and regu-

lating the management of said office" (Int. No. 171), which was read the first time and referred to the committee on internal affairs.

Mr. Davis introduced a bill entitled "An act to repeal section 243 of the Tax Law, relating to taxable transfers of property" (Int. No. 172), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent,

Mr. Fish introduced a bill entitled "An act to incorporate the city of Oneida" (Int. No. 174), which was read the first time.

On motion of Mr. Fish, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Ahern introduced a bill entitled "An act to amend chapter 267 of the Laws of 1892, entitled 'An act to create a park commission and to provide for the establishment and maintenance of one or more additional parks in the city of Troy'" (Int. No. 175), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Also, a bill entitled "An act to regulate the price of illuminating and fuel gas in the city of Troy" (Int. No. 176), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Bradley introduced a bill entitled "An act providing for the construction of a bridge over the Clark and Skinner canal, at Ohio street, in the city of Buffalo, and making an appropriation therefor" (Int. No. 177), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Cooley introduced a bill entitled "An act to amend chapter 3 of the general laws, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof, constituting chapter 3 of the general laws'" (Int. No. 178), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Honeck introduced a bill entitled "An act relating to the transportation of scholars of the public schools by street railway companies" (Int. No. 180), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. O'Connell introduced a bill entitled "An act to amend section 32 of chapter 909 of the Laws of 1896, entitled 'An act in relation to the elections,' constituting chapter 6 of the general laws" (Int. No. 182), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Scanlon introduced a bill entitled "An act to facilitate travel upon, and to regulate the issue and use of transfer tickets of, the Manhattan railway, the Third Avenue railroad and allied lines in the boroughs of Manhattan and the Bronx in the city of New York" (Int. No. 183), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. S. W. Smith introduced a bill entitled "An act to amend subdivision 2 of section 79 of chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers'" (Int. No. 184), which was read the first time.

On motion of Mrs. S. W. Smith, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Frisbie introduced a bill entitled "An act to change the name of the 'United Evangelical Lutheran Church at Richmondville' to 'Saint Paul's Evangelical Lutheran Church of Richmondville, New York'" (Int. No. 179), which was read the first time.

On motion of Mr. Frisbie, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on charitable and religious societies.

By unanimous consent,

Mr. Nye introduced a bill entitled "An act to amend section 10 of chapter 338 of the Laws of 1888, entitled 'An act to supply

the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village' " (Int. No. 181), which was read the first time.

On motion of Mr. Nye, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Knipp introduced a bill entitled " An act to amend chapter 615 of the Laws of 1894, entitled ' An act to revise the charter of the city of Elmira,' with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police " (Int. No. 185), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Darrison introduced a bill entitled " An act to authorize the purchase of a site for, and the erection thereon of, a town-house in and for the town of Wheatfield in Niagara county, New York, with certain moneys belonging to said town " (Int. No. 186), which was read the first time.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

Mr. Harburger offered for the consideration of the House a resolution, in the words following:

Whereas, A Governor of this State has removed an officer elected by the people in one of the counties of this State, within the last days of the close of his term, and

Whereas, It has been charged by a large part of the public press of this State and by many of its citizens, that said removal was not made for sufficient cause but for personal reasons, and

Whereas, It is not consonant with the proper and orderly administration of the public functions of a chief executive officer of this State to arbitrarily remove an official who has been elected by the suffrages of the people, and

Whereas, The Constitution of this State, in section 7 of article 10, thereof gives absolute power to the Governor, and only subject to his discretion, to remove any officer of the State, described in said article, and

Whereas, Great abuses of this power may become possible by the Executive, therefore, be it

Resolved, That the Senate concurring, that a joint committee be appointed which shall prepare a bill, framing an amendment to the Constitution more particularly defining and limiting the powers of the Governor, in the removal of officers elected by the people, and to provide that where it is alleged by the officer so removed that sufficient cause for his removal does not exist and that said removal from office was consummated by an arbitrary exercise of power by the Governor, that such act shall be reviewed by the Court of Appeals of this State, to the end that if it be shown that such removal was without just cause, in the opinion of said court, that the officer so removed may be reinstated in his office.

Said resolution giving rise to debate,

Ordered that the same be laid upon the table.

Mr. Weekes offered for the consideration of the House, a resolution in the words following:

Resolved, That the chairman of the committee on codes be and is hereby authorized to purchase for the Assembly library and the use of the committee on codes, at an expense of not to exceed \$150, the latest editions of the statutes and codes of this State, to be paid for out of the contingent fund of this House, on the certificate of the chairman of the committee on codes and the clerk of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Griffith	Marson	Salyerds
Adler	Darrison	Hallock	Mathews	Sanders
Ahern	DeGraw	Halpin	McKeown	Schneider
Allds	Delaney	Hammond	McQuade	Seymour
Allston	Dempsey	Hanford	Meister	Sherer
Axtell	Dickey	Harburger	Nye	Smith A R
Babcock	Dickinson	Harris	O'Brien	Smith J E
Baker	Dooling	Hasenflug	O'Connell	Smith J L
Coughtry	Graeff	Mansfield	Ruehl	Smith J T

Bedell	Doughty	Geoghan	O'Malley	Smith S W
Bell	Duross	Hawkins	Patton	Smith W H
Bennet	Dusinbery	Henry	Phillips	Snyder
Blackwell	Egan	Hitchcock	Plank	Stevens
Bradley	Ellis	Holsten	Platt	Sullivan
Brill	Erwin	Honeck	Poth	Swarts
Brooks	Everett	Hyman	Prince	Swift
Bruckner	Fancher	Juengst	Rainey	Thorn
Bryan	Fish	Keenan	Remsen	Traub
Burnett	Fisher	Kelly	Reynolds	Treat
Burns	Fitzgerald	Kelsey	Richter	Ulmann
Cadin	Fitzpatrick	Knipp	Rider	Vacheron
Conger	Fordyce	Landon	Rierdon	Van Name
Cook	Fowler	Leggett	Roberts	Waite
Cooley	Frisbie	Lewis M E	Robinson	Walrath
Coons	Galbraith	Lewis T D	Rodenbeck	Weber
Costello	Gardiner R	Mains	Rogers	Weekes
Cotton	Gardner C J			

Mr. Allds offered for the consideration of the House, a resolution in the words following:

Whereas, Absolute necessity exists for having notices of the Assembly committee meetings properly recorded on the two bulletin boards prepared for the purpose, and to have some person in charge of same, prepared to give such information with regard thereto as is desired by interested persons; therefore,

Resolved, That the clerk of the Assembly be directed to have all notices of Assembly committee meetings duly posted on said bulletin boards, and to have some person in charge of the same, to give all necessary information with regard thereto as is desired by members and others, and at an expense not exceeding \$300 for the entire session, to be paid by the Treasurer on the warrant of the Comptroller, out of any moneys not otherwise appropriated, on the certificate of the clerk of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Harris	Meister	Seymour
Adler	DeGraw	Hasenflug	Morgan	Sherer
Ahern	Delaney	Hatch	Nye	Smith A R

Allds	Dempsey	Harburger	O'Brien	Sanders
Allston	Dickey	Hawkins	O'Connell	Scanlon
Apgar	Dickinson	Henry	Orr	Schneider
Axtell	Dooling	Hitchcock	Patton	Smith J E
Babcock	Doughty	Holsten	Phillips	Smith J L
Baker	Duross	Hyman	Phipps	Smith J T
Baum	Dusinbery	Juengst	Plank	Smith S W
Bedell	Egan	Kaiser	Platt	Smith W H
Bell	Ellis	Keenan	Poth	Snyder
Bennet	Everett	Kelly	Price	Stevens
Blackwell	Fancher	Kelsey	Prince	Sullivan
Bradley	Fish	Knipp	Rainey	Swarts
Brill	Fitzgerald	Landon	Reilley	Swift
Brooks	Fitzpatrick	Leggett	Remsen	Thorn
Bruckner	Fordyce	Lewis M E	Reynolds	Traub
Burnett	Fowler	Lewis T D	Richter	Treat
Burns	Frisbie	Lynn	Rider	Ulmann
Cadin	Galbraith	Mains	Rierdon	Vacheron
Cook	Gardner C J	Mansfield	Roberts	Van Name
Cooley	Geoghan	Marson	Robinson	Waite
Coons	Graeff	Mathews	Rodenbeck	Walrath
Costello	Griffith	McInerney	Rogers	Weber
Cotton	Hallock	McKeown	Ross	Weekes
Coughtry	Halpin	McMillan	Ruehl	Wilson H
Daly	Hanford	McQuade	Salyerds	Wilson W H
Darrison				

On motion of Mr. Allds, the House adjourned.

TUESDAY, JANUARY 15, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edwin Forest Hallenbeck.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Leave of absence was granted to Mr. M. E. Lewis until Thursday.

Mr. Bennet introduced a bill entitled "An act providing that the police commissioners of the city of New York, in their dis-

cretion may reappoint William M. Munde, an ex-policeman of the city of New York, who resigned from said police department March 10, 1897 " (Int. No. 187), which was read the first time and referred to the committee on affairs of cities.

Mr. Brooks introduced a bill entitled "An act permitting and allowing the sale of liquors in the city of Buffalo, during certain hours, from May 1, 1901, to November 1, 1901 " (Int. No. 188), which was read the first time and referred to the committee on excise.

Mr. Doughty introduced a bill entitled "An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations " (Int. No. 189), which was read the first time and referred to the committee on commerce and navigation.

Mr. McInerney introduced a bill entitled "An act in relation to land condemned for public improvements " (Int. No. 190), which was read the first time and referred to the committee on the judiciary.

Mr. Nye introduced a bill entitled "An act to provide for the repairing and improving of the harbor and breakwater, in Seneca lake, at Watkins, on the Chemung canal, and making appropriations therefor, and reappropriating the unexpended moneys appropriated by chapter 697 of the Laws of 1899 " (Int. No. 191), which was read the first time and referred to the committee on ways and means.

Mr. Remsen introduced a bill entitled "An act in relation to the Kings County Penitentiary, located in the borough of Brooklyn, in the city of New York, providing for the removal of the present penitentiary buildings, the sale of the lands under and adjoining the same, and authorizing the removal of the inmates of said penitentiary " (Int. No. 192), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 764 of the Laws of 1900, passed and approved May 4, 1900, entitled 'An act providing for the opening, extending, laying out and improving of Bedford avenue, in the borough of Brooklyn, in the city of New York ' " (Int. No. 193), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act relating to certain assessments for the opening, grading, paving or otherwise improving Sea Breeze avenue in the former town of Gravesend in the county of Kings" (Int. No. 194), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to Bedford avenue in the borough of Brooklyn in the city of New York" (Int. No. 195), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York'" (Int. No. 196), which was read the first time and referred to the committee on affairs of cities.

Mr. Bennet introduced a bill entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Samuel T. Munson, a policeman of the third grade, for reinstatement in said department" (Int. No. 197), which was read the first time and referred to the committee on affairs of cities.

Mr. Sanders introduced a bill entitled "An act to amend the Penal Code, in relation to gaming" (Int. No. 198), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to regulate the sale of tobacco cigarettes with paper wrappers" (Int. No. 199), which was read the first time and referred to the committee on public health.

Mr. Fowler introduced a bill entitled "An act to amend the Village Law, in relation to the number of trustees in a village of the fourth class" (Int. No. 200), which was read the first time and referred to the committee on affairs of villages.

Mr. A. R. Smith introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego lake" (Int. No. 201), which was read the first time and referred to the committee on fisheries and game.

Mr. W. H. Smith introduced a bill entitled "An act to authorize the police commissioners of the city of New York in their discretion, to reopen the investigation of the legality of the appointment of Solomon Cohen as a member of the police department

and force of the city of New York; to have and make a reinvestigation of the same; and to appoint, reappoint, reinstate or restore him as a patrolman in the police department and force of said city" (Int. No. 202), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act for the relief of the Evangelical Lutheran Church of Our Saviour of the city of New York, a religious corporation" (Int. No. 203), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Prince introduced a bill entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit'" (Int. No. 204), which was read the first time and referred to the committee on the judiciary.

Mr. Kelsey introduced a bill entitled "An act to amend chapter 220 of the Laws of 1895, entitled 'An act to enable veterans to participate in the exercises of Memorial Day'" (Int. No. 205), which was read the first time and referred to the committee on ways and means.

Mr. Orr introduced a bill entitled "An act to revise, amend and consolidate the several acts relating to the village of Montgomery, in the county of Orange, and to repeal certain acts in relation thereto" (Int. No. 206), which was read the first time and referred to the committee on affairs of villages.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Allds, Int. No. 39, entitled "An act to amend chapter 11 of the Laws of 1898, entitled 'An act to amend the charter of the village of Norwich and for the purpose of providing for the paving of streets of said village and funds for the payment of the same'" (No. 39), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill restored to its place on the order of third reading, and referred to the committee on revision.

On motion of Mr. Allds, the House adjourned.

WEDNESDAY, JANUARY 16, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Charles McKenzie.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

By unanimous consent,

Mr. Harburger offered for the consideration of the House, a resolution in the words following:

Whereas, Governor Odell, in his message, suggests an amendment to the Excise Law by which the Excise Commissioner "may, at all times throughout the year, call upon the hotels under his jurisdiction for such a list of permanent guests as are then domiciled, and that he may be empowered to make such additional regulations as will at all times place him in possession of such information as he may be called upon to furnish by the superintendent of elections or others."

Resolved, That this is merely a subterfuge of the Governor, and that his intentions are to molest, hamper, persecute, respectable and honorable citizens or guests of hotels, to intimidate, coerce and otherwise centralize the political powers of the State Excise Commissioner in conjunction with the superintendent of elections.

Resolved, That it is the sense of this Legislature, that the Governor's recommendation is unwise, prejudicial and subversive of good government.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Speaker presented the forty-eighth annual report of the Children's Aid Society; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Blyn Society for the Prevention of Cruelty to Children; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Commissioner of Agriculture; which was laid upon the table and ordered printed.

(See Document.)

Leave of absence was granted to Mr. Leggett until Monday next.

Mr. Bedell introduced a bill entitled "An act for the protection of life and property against loss or damage from the operation of steam boilers, or steam engines, or steam, wherever used for power by incompetent persons" (Int. No. 207), which was read the first time and referred to the committee on general laws.

Mr. Bruckner introduced a bill entitled "An act to release to Franciska Stierle (formerly Franciska Braun) all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx, in the county of New York, acquired by escheat or otherwise upon the death of Conrad Braun, deceased" (Int. No. 208), which was read the first time and referred to the committee on ways and means.

Mr. Dusinbery introduced a bill entitled "An act authorizing the Railroad Commissioner of the town of Mamakating, Sullivan county, N. Y., to issue bonds to retire outstanding bonds as they may become due" (Int. No. 209), which was read the first time and referred to the committee on internal affairs.

Mr. Orr introduced a bill entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburg,' and the several acts amendatory thereof, in relation to powers of common council to enforce observance of city ordinances" (Int. No. 210), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburg,' and the several acts amendatory thereof, in relation to the supply of water, and assessment and collection of water rents" (Int. No. 211), which was read the first time and referred to the committee on affairs of cities.

Mr. Poth introduced a bill entitled "An act to enable Mervyn Mackenzie after due examination to be admitted to practice as an attorney and counsellor at law of the Supreme Court of the State of New York" (Int. No. 212), which was read the first time and referred to the committee on the judiciary.

Mr. Remsen introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and the comptroller of said city to pay to

William Anderson, compensation for services rendered to said city in the department of finance, and in the law department, in the years 1899 and 1900 as an expert stenographer, in relation to matters in litigation in the borough of Queens" (Int. No. 213), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act concerning a public recreation ground, consisting of an open beach and a board walk on Coney Island in the Thirty-first ward, borough of Brooklyn, city of New York, and to provide for the laying out, construction, regulation, maintenance and control thereof and for acquisition of necessary lands, buildings and easements in lands therefor" (Int. No. 214), which was read the first time and referred to the committee on affairs of cities.

Mr. S. W. Smith introduced a bill entitled "An act to amend chapter 688 of the Laws of 1892, entitled 'An act to amend the Stock Corporation Law,' as amended by chapter 932 of the Laws of 1896, in relation to merger of corporations" (Int. No. 215), which was read the first time and referred to the committee on the judiciary.

Mr. Weekes introduced a bill entitled "An act providing that the police commissioners of the city of New York in their discretion, may reappoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department November 24, 1897" (Int. No. 216), which was read the first time and referred to the committee on affairs of cities.

Mr. H. Wilson introduced a bill entitled "An act to amend the Code of Civil Procedure, in respect to receiving in evidence in actions or proceedings involving a title to real property in this State, certain testimony perpetuated in anticipation of such actions or proceedings" (Int. No. 217), which was read the first time and referred to the committee on codes.

Mr. Knipp introduced a bill entitled "An act to amend chapter 378 of the Laws of 1900, entitled 'An act to revise, consolidate and amend the several acts relating to the New York State Reformatory at Elmira'" (Int. No. 218), which was read the first time and referred to the committee on state prisons.

Mr. O'Brien introduced a bill entitled "An act making an appropriation for further construction at Dannemora Hospital for

Insane Convicts" (Int. No. 219), which was read the first time and referred to the committee on ways and means.

Mr. Hallock introduced a bill entitled "An act to provide for the repairing and the extension and enlargement of a sea wall heretofore built by the State and to prevent inundation and overflowing of the uplands between the villages of East Marion and Orient in the town of Southold, Suffolk county, from encroachments by the sea, and making an appropriation therefor" (Int. No. 220), which was read the first time and referred to the committee on ways and means.

Mr. Bryan introduced a bill entitled "Concurrent resolution proposing an amendment to section 2 of article 3 of the Constitution, relative to the terms of office of members of the Assembly" (Int. No. 221), which was read the first time and referred to the committee on the judiciary.

Mr. Cook introduced a bill entitled "An act to legalize, ratify and confirm certain bonds of the village of East Aurora, issued in pursuance of a special election held on the 12th day of June, 1899, for the paving of Main street of said village" (Int. No. 222), which was read the first time and referred to the committee on affairs of villages.

Mr. Sanders introduced a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the municipal court" (Int. No. 223), which was read the first time and referred to the committee on affairs of cities.

Mr. Hatch introduced a bill entitled "An act to amend the Liquor Tax Law, relative to side-doors and side-entrances and screens and blinds" (Int. No. 224), which was read the first time and referred to the committee on excise.

Mr. J. E. Smith introduced a bill entitled "An act to amend the Greater New York charter, relating to inferior courts of criminal jurisdiction, so as to equalize the salaries of the city magistrates of the first division of the city of New York" (Int. No. 225),

which was read the first time and referred to the committee on affairs of cities.

Mr. Marson introduced a bill entitled "An act to provide for the holding of town meetings and elections in counties of the State having a certain population" (Int. No. 226), which was read the first time and referred to the committee on internal affairs.

Mr. Speaker.—Reports of committees are now in order.

Mr. Hatch, from the committee on revision, presented a report.

Mr. T. P. Sullivan.—I desire to challenge the report of that committee, by Mr. Hatch; I never heard of any meeting of that committee.

Mr. Speaker.—The gentleman has that right.

Mr. Sullivan.—I would like to notify Mr. Hatch, to my knowledge, there has been no meeting of that committee.

Mr. Speaker.—Does the gentleman object to the report?

Mr. Sullivan.—I do.

Mr. Speaker.—The report will be laid aside.

At 11.15 a. m., the House, on motion of Mr. Allds, took a recess for ten minutes.

ELEVEN O'CLOCK AND TWENTY-FIVE MINUTES A. M.

The House again met.

Mr. Allds.—Mr. Speaker, I understand that there is in waiting a distinguished representative of a foreign country, and I move, sir, that a committee be appointed to escort the distinguished gentleman to the Assembly Chamber.

Mr. Frisbie.—I take great pleasure in seconding the motion.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Allds and Frisbie.

Wu Ting-Fang was escorted to the Speaker's seat amid applause.

Mr. Speaker.—Gentlemen of the Assembly, it is my pleasure to present His Excellency Wu Ting-Fang. I believe I express the unanimous desire of this body when I request of him that he make

some remarks to the Assembly of the State of New York. (Applause.)

Wu Ting-Fang.—Gentlemen, I feel greatly embarrassed in being asked to say something—make a few remarks. My intention was to come here to learn something from you; to see how you work, how you legislate. Now, no sooner I am here, the Speaker of the Assembly has been good enough to call upon me to address you. I hardly know what to say. I can only say this: It is a great honor to me to be allowed to come here to speak to you, and to see you assembled here and doing your work in such an orderly way—it is a great surprise to me; a way we have not in China. And, although this is, comparatively speaking, a new country, still an old country has a good deal to learn from a young country and this is one of the things we ought to learn. But it would be a satisfaction for me to say that we will be able to do as you do here, in our country very soon; I hope the time will not be distant, but still I cannot say when we shall be able to adopt your system of thus allowing the people of the district, of the State, to legislate the laws for the government of the State. You see, in China, we have about twenty provinces, and it is all governed by the Imperial government, in the Emperor. Of course, his power is delegated to the governors and their officers who govern all the different provinces; but the governors and the officers have almost actual power, subject to the disapproval of the sovereign, to legislate what is proper for the welfare of the province. But as to a thing of this kind—that is, powers being delegated to the people to legislate for the welfare of the people in the province, that is unknown in China. So, I say, it would be a good thing for us to take a lesson from you, because there you see all the wants of the people would be known; and otherwise it would be necessary to provide for them—and the grievances would be remedied. And I have no doubt you representatives here of the State know what is best for your constituents. That is one of the things, as I have said, that we should learn from you; and I am glad to have the opportunity to come here and see you gentlemen, each having a desk and with notes to study and to propose whatever is requisite for his own district.

Gentlemen, it is a great pleasure for me here to meet you, and I wish you prosperity.

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Darrison	Graeff	Mathews	Salverds
Ahern	Davis	Griffith	McInerney	Sanders
Allds	DeGraw	Hallock	McKeown	Scanlon
Allston	Delaney	Halpin	McMillan	Seymour
Apgar	Dempsey	Hanford	McQuade	Sherer
Axtell	Dickey	Harburger	Meister	Smith A R
Babcock	Dickinson	Harris	Morgan	Smith J E
Baker	Doughty	Hasenflug	Nye	Smith J L
Baum	Duross	Hatch	O'Brien	Smith J T
Bedell	Dusinbery	Hawkins	Orr	Smith S W
Bell	Egan	Henry	Patton	Smith W H
Bennet	Ellis	Hitchcock	Phipps	Snyder
Blackwell	Erwin	Holsten	Plank	Stevens
Bradley	Everett	Honeck	Platt	Sullivan
Brill	Fancher	Hyman	Poth	Swarts
Brooks	Fish	Juengst	Price	Swift
Bryan	Fisher	Kaiser	Prince	Traub
Burnett	Fitzgerald	Kelly	Reilley	Treat
Burns	Fitzpatrick	Kelsey	Remsen	Ulmann
Cadin	Fordyce	Knipp	Roberts	Vacheron
Conger	Fowler	Landon	Robinson	Van Name
Cook	Frisbie	Lewis T D	Rodenbeck	Walrath
Cooley	Galbraith	Lynn	Rogers	Weber
Costello	Gardiner R	Mains	Ross	Weekes
Coughtry	Gardner C J	Mansfield	Ruehl	Wilson H
Daly	Geoghan	Marson		

128

Mr. Allds moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker.—Reports of committees are still in order. Mr. Hatch, chairman of the committee on revision submits the following report, which the clerk will read.

The report was read, in the words following:

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 39) entitled "An act to amend chapter 11 of the Laws of 1898, entitled 'An act to amend the charter of the village of Norwich and for the purpose of providing for the paving of the streets of said village and funds for the payment of the same'"

(Int. No. 39), reported in favor of the passage of the same without recommendation.

Mr. Speaker put the question whether the House would agree to said report, and it determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Allds.—Mr. Speaker.

Mr. Speaker.—The gentleman from Chenango.

Mr. Sullivan.—Mr. Speaker, I rise to a question of personal privilege.

Mr. Speaker.—The gentleman from Chenango has the floor.

Mr. Allds.—Mr. Speaker, I desire to ask if the gentleman has any objection now?

Mr. Sullivan.—I desire to rise to a question of personal privilege, Mr. Speaker.

Mr. Speaker.—Does the gentleman from Chenango yield the floor?

Mr. Allds.—I yield the floor.

Mr. Speaker.—The gentleman from New York will state his question of personal privilege.

Mr. Sullivan.—I desire to state for the information of the Speaker and the members of this House that this bill has been illegally reported from that committee——

Mr. Speaker.—The gentleman will state his ground upon which it has been illegally reported——

Mr. Sullivan.—My privileges as a member of this House have been outraged. I am a member of the committee on revision and the committee on revision had a hearing on this bill, and it has not received a majority vote of that committee.

Mr. Speaker.—The chair would like to ask the gentleman from New York under what rule a majority of the committee is required? The gentleman will answer the question of the Chair.

Mr. Sullivan.—If the rules is——

Mr. Speaker.—The Chair will ask the gentleman to state the rule.

Mr. Sullivan.—I will state it in a moment.

Mr. Speaker.—There is no such rule in the Blue Book.

Mr. Sullivan.—Does the Speaker decide it is not necessary to have a majority of the committee to report on the bill.

Mr. Speaker.—The House has accepted the report of the com-

mittee. The Chair states there is no rule requiring a majority, in the Blue Book.

Mr. Sullivan.—The Speaker accepted the report without hearing my objection. I want to state, there is thirteen members of that committee, and this report received the votes of six members—if the majority desires to assume the responsibility of accepting reports here, they can do so.

Mr. Speaker.—The majority is here for the purpose of assuming responsibility, and they propose to do it. The gentleman is not discussing the question.

Mr. Sullivan.—If the majority is to override us in our legislative rights——

Mr. Speaker.—The gentleman is not discussing his question of personal privilege.

Mr. Sullivan.—I ask the Speaker to rule on it.

Mr. Speaker.—The Chair rules that the bill was properly reported to the House.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed the bill entitled as follows:

“An act to amend chapter 11 of the Laws of 1898, entitled ‘An act to amend the charter of the village of Norwich and for the purpose of providing for the paving of the streets of said village and funds for the payment of the same.’” (No. 39, Int. No. 39.)

On motion of Mr. Allds, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hallock	McKeown	Ross
Ahern	Davis	Halpin	McQuade	Ruehl
Allds	DeGraw	Hammond	Meister	Salyerds
Allston	Delaney	Harburger	Morgan	Schneider

Apgar	Dempsey	Harris	O'Brien	Seymour
Axtell	Dickey	Hasenflug	O'Connell	Sherer
Babcock	Dooling	Hatch	Orr	Smith A R
Baker	Doughty	Hawkins	Patton	Smith J L
Baum	Dusinbery	Henry	Phillips	Smith J T
Bedell	Egan	Hitchcock	Phipps	Smith S W
Bell	Erwin	Honeck	Plank	Smith W H
Bennet	Everett	Hyman	Platt	Snyder
Blackwell	Fancher	Kaiser	Poth	Stevens
Bradley	Fish	Kelly	Price	Swarts
Brooks	Fisher	Kelsey	Prince	Swift
Bryan	Fitzgerald	Knipp	Reilley	Thorn
Burnett	Fordyce	Landon	Remsen	Traub
Burns	Fowler	Lewis M E	Reynolds	Ulmann
Cadin	Frisbie	Lewis T D	Rider	Van Name
Conger	Galbraith	Lynn	Rierdon	Waite
Cooley	Gardiner R	Mansfield	Roberts	Weber
Coons	Gardner C J	Marson	Robinson	Weekes
Costello	Geoghan	Mathews	Rodenbeck	Wilson H
Cotton	Graeff	McInerney	Rogers	Wilson W H
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 23, entitled "An act to terminate the terms of office of the police commissioners of the city of New York; to abolish the office of chief of police in said city; to concentrate the functions heretofore exercised by such commissioners and chief in a single commissioner; to provide for the appointment and removal of such commissioner and his deputies; and to enlarge the powers heretofore exercised by said commissioners and to confer such enlarged powers upon such single commissioner and his deputies; to transfer the powers and functions heretofore exercised by the treasurer of the police board to the comptroller of the city of New York; and to take from such commissioner the control of the general bureau of elections, and to abolish such bureau" (No. 23), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Snyder, Int. No. 45, entitled "An act to authorize the city of Kingston to issue bonds for

the purpose of paying bonds issued in aid of the Walkill Valley Railway falling due February 1, 1901" (No. 45), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

On motion of Mr. Snyder, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hammond	McKeown	Ruehl
Adler	DeCraw	Hanford	McMillan	Salyerds
Ahern	Dempsey	Harburger	McQuade	Sanders
Allds	Dickinson	Harris	Meister	Schneider
Allston	Dooling	Hasenflug	Morgan	Seymour
Apgar	Doughty	Hatch	O'Brien	Sherer
Axtell	Duross	Hawkins	O'Connell	Smith A R
Babcock	Dusinbery	Henry	O'Malley	Smith J E
Baker	Ellis	Hitchcock	Orr	Smith J L
Baum	Erwin	Holsten	Patton	Smith J T
Bell	Everett	Honeck	Phillips	Smith S W
Bennet	Fancher	Juengst	Plank	Smith W H
Bradley	Fish	Kaiser	Platt	Stevens
Brill	Fisher	Keenan	Poth	Sullivan
Brooks	Fitzgerald	Kelly	Price	Swarts
Bruckner	Fitzpatrick	Kelsey	Prince	Swift
Bryan	Fordyce	Knipp	Reilley	Traub
Burnett	Fowler	Landon	Remsen	Treat
Burns	Frisbie	Lewis M E	Reynolds	Vacheron
Cadin	Galbraith	Lewis T D	Rider	Van Name
Conger	Gardiner R	Lynn	Rierdon	Walrath
Cooley	Gardner C J	Mains	Roberts	Weber
Costello	Graeff	Mansfield	Robinson	Weekes
Coughtry	Griffith	Marson	Rogers	Wilson H
Daly	Hallock	Mathews	Ross	Wilson W H
Darrison	Halpin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Rogers, Int. No. 44, entitled "An act to amend chapter 81 of the Laws of 1895, entitled 'An act to authorize the city of Binghamton to borrow money to meet temporary deficiencies in its current fund, and to issue its notes therefor'" (No. 44), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

On motion of Mr. Rogers, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McMillan	Sanders
Adler	Davis	Hammond	Meister	Scanlon
Ahern	DeGraw	Hanford	Morgan	Schneider
Allston	Delaney	Harburger	O'Brien	Seymour
Apgar	Dickey	Harris	O'Connell	Sherer
Axtell	Dickinson	Hatch	Orr	Smith A R
Babcock	Dooling	Hawkins	Patton	Smith J E
Baker	Doughty	Henry	Phillips	Smith J L
Bedell	Duross	Holsten	Plank	Smith S W
Bell	Dusinbery	Honeck	Platt	Smith W H
Bennet	Egan	Hyman	Poth	Snyder
Blackwell	Ellis	Kaiser	Price	Stevens
Bradley	Erwin	Keenan	Prince	Swarts
Brill	Everett	Kelly	Reilley	Swift
Brooks	Fancher	Kelsey	Remsen	Thorn
Bruckner	Fish	Knipp	Reynolds	Traub
Bryan	Fisher	Landon	Richter	Treat
Burnett	Fitzpatrick	Leggett	Rider	Ulmann

Cadin	Fordyce	Lewis M E	Rierdon	Vacheron
Conger	Fowler	Lynn	Roberts	Waite
Cook	Galbraith	Mains	Robinson	Walrath
Cooley	Gardiner R	Mansfield	Rodenbeck	Weber
Coons	Gardner C J	Marson	Rogers	Weekes
Costello	Geoghan	McInerney	Ross	Wilson H
Cotton	Graeff	McKeown	Ruehl	Wilson W H
Coughtry	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Davis, Int. No. 8, entitled "An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the last wills and testaments of Bradish Johnson, the elder, of Helena J. Parsons, of Effingham L. Johnson, and of Cuthbert S. Johnson, and the persons or corporations or the chamberlain of the city of New York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the real estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the 'estate of Bradish Johnson,' a corporation" (No. 8), reported in favor of the passage of the same with the following amendments:

Page 1, line 4, after the word "Johnson" insert a comma.

Page 2, line 13, after the word "Johnson" insert a comma.

Same page, line 14, after the word "corporations" strike out the word "of" and insert the word "or."

Same page, line 25, after the word "corporation" insert a comma.

R. J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 98, entitled "An act to amend section 10 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens, constituting chapter 49 of

the general laws,' in relation to the filing of notice of lien " (No. 98), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Vacheron, Int. No. 58, entitled "An act to amend chapter 686 of the Laws of 1894, as amended by chapter 104 of the Laws of 1900, entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau ' " (No. 58), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Traub, Int. No. 113, entitled "An act to provide for the system of taxation for working and repairing highways in the town of DeWitt in the county of Onondaga during the year 1901 " (No. 113), reported in favor of the passage of the same without amendment, which report was agree to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 132, entitled "An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens' " (No. 132), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 42, entitled " An act to validate, approve and legalize bonds of the village of Hempsted to the amount of \$75,000 issued, or to be issued, for water works purposes, and to the amount of \$25,000 issued, or to be issued, for lighting purposes " (No. 42), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Fancher, Int. No. 43, entitled "An act legalizing the action of the board of supervisors of the county of Seneca in changing the time of holding town meetings" (No. 115), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Fancher, Int. No. 43, entitled "An act to amend chapter 281 of the Laws of 1891, entitled 'An act to make the office of county clerk of Cattaraugus county a salaried office, and regulating the management of said office,' in relation to the execution of the bond of such clerk" (No. 43), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Rogers, from the committee on electricity, gas and water supply to which was referred the bill introduced by Mr. Bedell, Int. No. 3, entitled "An act to provide for increasing, improving and purifying the water supply of the village of Goshen, in the county of Orange and State of New York" (No. 3), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

On motion of Mr. Bedell, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	McQuade	Salyerds
Adler	Davis	Hanford	Meister	Sanders
Ahern	DeGraw	Harburger	Morgan	Scanlon
Allds	Delaney	Harris	Nye	Schneider
Allston	Dempsey	Hasenflug	O'Brien	Seymour
Apgar	Dickey	Hatch	O'Connell	Sherer
Axtell	Dickinson	Hawkins	O'Malley	Smith A R
Babcock	Dooling	Henry	Orr	Smith J E
Baker	Doughty	Hitchcock	Patton	Smith J L
Baum	Duross	Holsten	Phillips	Smith J T
Bedell	Dusinbery	Honeck	Phipps	Smith S W
Bell	Egan	Hyman	Plank	Smith W H
Bennet	Ellis	Juengst	Platt	Snyder
Blackwell	Erwin	Kaiser	Poth	Stevens
Bradley	Everett	Keenan	Price	Sullivan
Brill	Fancher	Kelly	Prince	Swarts
Brooks	Fisher	Kelsey	Rainey	Swift
Bruckner	Fitzgerald	Knipp	Reilley	Thorn
Bryan	Fitzpatrick	Landon	Remsen	Traub
Burnett	Fordyce	Leggett	Reynolds	Treat
Burns	Fowler	Lewis M E	Richter	Ulmann
Cadin	Frisbie	Lewis T D	Rider	Vacheron
Conger	Galbraith	Lynn	Rierdon	Van Name
Cook	Gardiner R	Mains	Roberts	Waite
Cooley	Gardner C J	Mansfield	Robinson	Walrath
Coons	Geoghan	Marson	Rodenbeck	Weber
Costello	Graeff	Mathews	Rogers	Weekes
Cotton	Griffith	McInerney	Ross	Wilson H
Coughtry	Hallock	McKeown	Ruehl	Wilson W H
Daly	Halpin	McMillan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Henry offered for the consideration of the House a resolution, in the words following:

Resolved, that the committee on excise be discharged from the further consideration of the bill (No. 155) entitled "An act to amend chapter 661 of the Laws of 1893, entitled 'An act in relation to the public health, constituting chapter 25 of the general laws,' relative to the manufacture and sale of beer, ale and por-

ter" (Int. No. 155), and that the same be referred to the committee on public health.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

On motion of Mr. Allds, the House adjourned.

THURSDAY, JANUARY 17, 1901.

The House met pursuant to adjournment.

Prayer by Rev. H. R. Greaves.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the New York Society for the Prevention of Cruelty to Children; which was laid upon the table and ordered printed.

(See Document.)

Also, a message from the Governor, submitting a statement of pardons, commutation and respites granted by Theodore Roosevelt, Governor, during the year 1900; which was laid upon the table and ordered printed.

(See Document.)

Mr. Adams introduced a bill entitled "An act providing for the paving of Bushwick avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 227), which was read the first time and referred to the committee on affairs of cities.

Mr. Brill introduced a bill entitled "An act to amend chapter 360 of the Laws of 1898, entitled 'An act to amend chapter 413 of the Laws of 1897, entitled "An act relating to State finance, constituting chapter 10 of the general laws, and known as the State Finance Law, in reference to the education fund in relation to the compensation of loan commissioners in connection with the sale of land acquired by foreclosure" (Int. No. 228), which was read the first time and referred to the committee on ways and means.

Mr. Dusingbery introduced a bill entitled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws, relative to vinegar'" (Int. No. 229), which was read the first time and referred to the committee on agriculture.

Mr. Everett introduced a bill entitled "An act to repeal chapter 750 of the Laws of 1900, entitled 'An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Springs and Nelsonville'" (Int. No. 230), which was read the first time and referred to the committee on affairs of villages.

Mr. Henry introduced a bill entitled "An act to amend chapter 16 of the general laws of the State, entitled 'the Military Code amended by chapter 601, Laws of the State of 1898, chapters 240, 507 and 508 of the Laws of 1899 and chapter 746 of the Laws of 1900'" (Int. No. 231), which was read the first time and referred to the committee on military affairs.

Also, a bill entitled "An act to amend the Executive Law, relating to public printing" (Int. No. 232), which was read the first time and referred to the committee on military affairs.

Mr. McInerney introduced a bill entitled "An act to provide for carrying on the work now in charge of the commissioner of records for the county of Kings, and repealing chapter 591 of the Laws of 1899, entitled 'An act to provide for the appointment of a commissioner of records for the county of Kings'" (Int. No. 233), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Connell introduced a bill entitled "An act to amend the Penal Code, relating to the pledge of tools and implements of mechanics" (Int. No. 234), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to prevent discrimination by street and elevated railroad corporations against persons carrying receptacles for tools" (Int. No. 235), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to amend the Railroad Law relative to turnstiles on elevated railroads" (Int. No. 236), which was read the first time and referred to the committee on railroads.

Mr. Patton introduced a bill entitled "An act to authorize the

construction of a new wrought iron or steel bridge over the Erie canal at a point 137½ feet north of the south line of farm lot 98 in the town of Tonawanda, Erie county, New York, and making an appropriation therefor " (Int. No. 237), which was read the first time and referred to the committee on ways and means.

Mr. Rainey introduced a bill entitled "An act to repeal chapter 1014 of the Laws of 1895, relating to a tunnel under East river " (Int. No. 238), which was read the first time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to amend section 1127 of the Code of Civil Procedure of the State of New York, by adding thereto a subdivision to be known as subdivision 14, in relation to the exemption from jury duty of duly licensed engineers of steam boilers actually employed as such " (Int. No. 239), which was read the first time and referred to the committee on codes.

Mr. Remsen introduced a bill entitled "An act to repeal chapter 935 of the Laws of 1896, entitled 'An act to amend the Transportation Corporations Law by extending its provisions to canals and other waterways and reducing the minimum of capitalization " (Int. No. 240), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to provide for the organization of a trust company to be located in the borough of Brooklyn, city of New York " (Int. No. 241), which was read the first time and referred to the committee on banks.

Also, a bill entitled "An act to provide for the payment of the claim of Kingsley Lloyd for services rendered to the board of education of the city of New York " (Int. No. 242), which was read the first time and referred to the committee on affairs of cities.

Mr. Rogers introduced a bill entitled "An act to repeal chapter 183 of the Laws of 1899, entitled 'An act to authorize the city of Binghamton to contract for the collection and disposal of garbage of said city, and to pay the expense thereof,' and authorizing the transfer of the garbage collection fund of said city to the health fund " (Int. No. 243), which was read the first time and referred to the committee on affairs of cities.

Mr. Sanders introduced a bill entitled "An act to amend the Code of Civil Procedure by adding thereto section, 3221a in rela-

tion to enforcement of certain judgments in favor of workingmen" (Int. No. 244), which was read the first time and referred to the committee on codes.

Mr. W. H. Smith introduced a bill entitled "An act to amend the Penal Code, in relation to unauthorized offers for sales of and unauthorized applications for loans upon real property" (Int. No. 245), which was read the first time and referred to the committee on codes.

Mr. Weber introduced a bill entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 246), which was read the first time and referred to the committee on codes.

Mr. Weekes introduced a bill entitled "An act to prevent the use of unhealthy chemicals or substances in the preparation or manufacture of any article used or to be used in the preparation of foods" (Int. No. 247), which was read the first time and referred to the committee on public health.

Also, a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mary Kinneally as heir and next of kin of William A. Kinnelly, deceased, to certain funds or moneys held by the State" (Int. No. 248), which was read the first time and referred to the committee on claims.

Also, a bill entitled "An act to release to Mary Kinneally all the right, title and interest of the people of the State of New York, of, in and to certain real estate in the city of New York, borough of Brooklyn, county of Kings and State of New York" (Int. No. 249), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend the State Finance Law, with reference to loan commissioners" (Int. No. 250), which was read the first time and referred to the committee on ways and means.

Mr. Fish introduced a bill entitled "An act to amend section 15 of the General Corporation Law, chapter 687 of the Laws of 1892, in relation to certificates of authority of a foreign corporation" (Int. No. 251), which was read the first time and referred to the committee on the judiciary.

Mr. McMillan introduced a bill entitled "An act to authorize

the board of supervisors of the county of Schenectady to sell the poorhouse farm and buildings, and the county fair and parade grounds, situate in the fifth ward of the city of Schenectady, and to apply the proceeds derived from such sales to the purchase of a new poorhouse site, and the erection of the necessary buildings thereon, or to the erection of new buildings upon part of the present site; also to repeal chapter 312 of the Laws of 1869, chapter 246 of the Laws of 1873, and chapter 79 of the Laws of 1892" (Int. No. 252), which was read the first time and referred to the committee on internal affairs.

Mr. Dickey introduced a bill entitled "An act to amend chapter 560 of the Laws of 1897, entitled 'An act to provide for the removal of a portion of the dock or pier in the Hudson river at Piermont, and making an appropriation therefor,' as amended by chapter 201 of the Laws of 1898, designating more particularly a portion of such dock which may be removed" (Int. No. 253), which was read the first time and referred to the committee on ways and means.

Mr. Graeff introduced a bill entitled "An act to amend the Village Law, in relation to the jurisdiction of a police justice" (Int. No. 254), which was read the first time and referred to the committee on affairs of villages.

Mr. Patton introduced a bill entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit'" (Int. No. 255), which was read the first time and referred to the committee on the judiciary.

Mr. Sanders introduced a bill entitled "An act to regulate the price of illuminating gas in the boroughs of Manhattan, the Bronx and Brooklyn in the city of New York" (Int. No. 256), which was read the first time and referred to the committee on electricity, gas and water supply.

Also, a bill entitled "An act to amend section 28 of chapter 689 of the Laws of 1892, entitled 'An act in relation to banking corporations providing for the disposition of dormant accounts'" (Int. No. 257), which was read the first time and referred to the committee on banks.

Mr. Weekes introduced a bill entitled "An act to amend chap-

ter 150 of the Laws of 1837, entitled 'An act authorizing a loan of certain moneys belonging to the United States deposited with the State of New York for safe keeping,' requiring loan commissioners of the United States deposit fund to record mortgages made by them in the city of New York" (Int. No. 258), which was read the first time and referred to the committee on the judiciary.

Mr. DeGraw introduced a bill entitled "An act to amend chapter 212 of the Laws of 1898, entitled 'An act in relation to the militia constituting chapter 16 of the general laws'" (Int. No. 259), which was read the first time and referred to the committee on military affairs.

By unanimous consent,

Mr. M. E. Lewis introduced a bill entitled "An act to further amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and to consolidate therewith the several acts in relation to the charter of said city" (Int. No. 260), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Kelly introduced a bill entitled "An act to amend chapter 2706 of the Code of Civil Procedure, relative to liability of persons unauthorized to act as executors and administrators and to the payment of funeral expenses of decedent by executors and administrators" (Int. No. 261), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. C. J. Gardner introduced a bill entitled "An act to legalize the official acts of the assessors, board of trustees and collectors of the village of Attica, in the county of Wyoming, in relation to taxes and local assessments during the years 1898, 1899 and 1900" (Int. No. 262), which was read the first time.

On motion of Mr. Gardner, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 40, en-

titled "An act providing for the payment of the balance due newspapers for the publication of the general laws of the State for the year 1900, and for deficiency in appropriation for the publication of the session laws and the official canvass and official notices provided by law" (No. 40), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading, and referred to the committee on revision.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Kelsey, Int. No. 22, entitled "An act to amend the Executive Law, in relation to the powers of the deputy comptroller" (No. 22), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 10, entitled "An act to authorize the regents to use a part of the State library appropriation of 1900 for the services of binders and other persons employed in binding books for the State library" (No. 10), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Weekes, Int. No. 30, entitled "An act to amend the Domestic Relations Law in relation to marriages" (No. 30), reported in favor of the passage of the same, with the following amendment:

Page 4, line 11, after the word "and," strike out the word "one" and insert in lieu thereof the word "two" (underscored.)

Same page, line 22, after the word "section" add the word "eleven" (underscored.)

JOHN A. WEEKES,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Frisbie, Int. No. 179, entitled "An act to change the name of the 'United

Evangelical Lutheran church at Richmondville' to 'St. Paul's Evangelical Lutheran church of Richmondville, New York' " (No. 179), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading, and referred to the committee on revision.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to validate, approve and legalize bonds of the village of Hempstead to the amount of \$75,000 issued, or to be issued, for water works purposes, and to the amount of \$25,000 issued, or to be issued, for lighting purposes." (No. 42, Int. No. 42.)

Ordered, That said bill be engrossed for a third reading.

"An act legalizing the action of the board of supervisors of the county of Seneca in changing the time of holding town meetings." (No. 115, Int. No. 115.)

On motion of Mr. Allds, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
{ MOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	McQuade	Salyerds
Adler	Davis	Hanford	Meister	Sanders
Ahern	DeGraw	Harburger	Morgan	Scanlon
Allds	Delaney	Harris	Nye	Schneider
Allston	Dempsey	Hasenflug	O'Brien	Seymour
Apgar	Dickey	Hatch	O'Connell	Sherer
Axtell	Dickinson	Hawkins	O'Malley	Smith A R
Babcock	Dooling	Henry	Orr	Smith J E
Baker	Doughty	Hitchcock	Patton	Smith J L

Baum	Duross	Holsten	Phillips	Smith J T
Bedell	Dusinbery	Honeck	Phipps	Smith S W
Bell	Egan	Hyman	Plank	Smith W H
Bennet	Ellis	Juengst	Platt	Snyder
Blackwell	Erwin	Kaiser	Poth	Stevens
Bradley	Everett	Keenan	Price	Sullivan
Brill	Fancher	Kelly	Prince	Swarts
Brooks	Fish	Kelsey	Rainey	Swift
Bruckner	Fisher	Knipp	Reilley	Thorn
Bryan	Fitzgerald	Landon	Remsen	Traub
Burnett	Fitzpatrick	Leggett	Reynolds	Treat
Burns	Fordyce	Lewis M E	Richter	Ulmann
Cadin	Fowler	Lewis T D	Rider	Vacheron
Conger	Frisbie	Lynn	Rierdon	Van Name
Cook	Galbraith	Mains	Roberts	Waite
Cooley	Gardiner R	Mansfield	Robinson	Walrath
Coons	Geoghan	Marson	Rodenbeck	Weber
Costello	Graeff	Mathews	Rogers	Weekes
Cotton	Griffith	McInerney	Ross	Wilson H
Coughtry	Hallock	McKeown	Ruehl	Wilson W H
Daly	Halpin	McMillan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 43), entitled "An act to amend chapter 281 of the Laws of 1891, entitled 'An act to make the office of county clerk of Cattaraugus county a salaried office, and regulating the management of said office,' in relation to the execution of the bond of such clerk" (Int. No. 43), reported the same without recommendation, which report was agreed to, and said bill ordered engrossed for a third reading.

The bill (No. 23) entitled "An act to terminate the terms of office of the police commissioners of the city of New York; to abolish the office of chief of police in said city; to concentrate the functions heretofore exercised by such commissioners and chief in a single commissioner; to provide for the appointment and removal of such commissioner and his deputies; and to enlarge the powers heretofore exercised by said commissioners and to confer such enlarged powers upon such single commissioner and his deputies; to transfer the powers and functions heretofore exercised by the treasurer of the police board to the comptroller

of the city of New York; and to take from such commissioner the control of the general bureau of elections, and to abolish such bureau" (Int. No. 23), having been announced for a second reading,

On motion of Mr. Kelsey, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 132) entitled "An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes, and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens'" (Int. No. 132), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 113) entitled "An act to provide for the system of taxation for working and repairing highways in the town of DeWitt in the county of Onondaga during the year 1901" (Int. No. 113), was read the second time.

On motion of Mr. Traub, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 58) entitled "An act to amend chapter 686 of the Laws of 1894, as amended by chapter 104 of the Laws of 1900, entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau'" (Int. No. 58), was read the second time.

On motion of Mr. Vacheron, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 98) entitled "An act to amend section 10 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws,' in relation to the filing of notice of lien" (Int. No. 98), was read the second time.

On motion of Mr. H. Wilson, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Kelsey offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 150) entitled "An act to make the office of clerk of the county of Kings a salaried office and regulating the management of said office" (Int. No. 150).

Also, the bill (No. 151) entitled "An act to make the office of

register of the county of Kings a salaried office and regulating the management of said office" (Int. No. 151), and that said bills be referred to the committee on internal affairs.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate sent for concurrence the Senate bill (No. 75) entitled "An act to amend chapter 281 of the Laws of 1891, entitled 'An act to make the office of county clerk of Cattaraugus county a salaried office, and regulating the management of said office' in relation to the execution of the bond of such clerk" (Rec. No. 1), which was read the first time,

On motion of Mr. Fancher, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Fancher, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Harburger	Morgan	Scanlon
Adler	Darrison	Harris	Nye	Schneider
Ahern	Davis	Hasenflug	O'Brien	Seymour
Allds	Delaney	Hawkins	O'Connell	Sherer
Allston	Dempsey	Hitchcock	O'Malley	Smith A R
Apgar	Dickey	Holsten	Orr	Smith J E
Axtell	Dooling	Honeck	Patton	Smith J L
Babcock	Doughty	Hyman	Phillips	Smith J T
Baker	Dusinbery	Juengst	Phipps	Smith S W
Baum	Egan	Kaiser	Plank	Smith W H
Bedell	Ellis	Keenan	Platt	Snyder
Bell	Erwin	Kelly	Poth	Stevens
Bennet	Fancher	Kelsey	Price	Sullivan
Blackwell	Fish	Knipp	Prince	Swarts
Bradley	Fisher	Landon	Rainey	Swift

Brooks	Fitzgerald	Leggett	Reilley	Thorn
Bruckner	Fitzpatrick	Lewis M E	Remsen	Traub
Bryan	Fordyce	Lewis T D	Reynolds	Treat
Burnett	Fowler	Lynn	Richter	Ulmann
Burns	Galbraith	Mains	Rider	Vacheron
Cadin	Gardiner R	Mansfield	Rierdon	Van Name
Conger	Gardner C J	Marson	Roberts	Waite
Cook	Geoghan	Mathews	Rodenbeck	Walrath
Cooley	Griffith	McInerney	Rogers	Weber
Coons	Hallock	McMillan	Ross	Weekes
Costello	Halpin	McQuade	Ruehl	Wilson H
Cotton	Hammond	Meister	Sanders	Wilson W H
Coughtry				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, without amendment:

“An act to provide for increasing, extending, improving and purifying the water supply of the village of Goshen, in the county of Orange and State of New York” (No. 3, Int. No. 3.)

“An act to amend chapter 11 of the Laws of 1898, entitled ‘An act to amend the charter of the village of Norwich and for the purpose of providing for the paving of the streets of said village and funds for the payment of the same’ ” (No. 39, Int. No. 39.)

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Allds, the House adjourned.

FRIDAY, JANUARY 18, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edwin Forrest Hallenbeck.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Speaker presented the annual report of the State Custodial

Asylum for Feeble-Minded Women; which was laid upon the table and ordered printed.

(See Document.)

Mr. Bell introduced a bill entitled "An act to empower the board of revision and correction of assessments in the city of New York in its discretion to ascertain and determine the damages to the real property of Mary J. Brown, on Nelson avenue, caused by the changing of the original grade of said Nelson avenue, at One Hundred and Seventieth street, in said city, borough of Manhattan, and award damages to her to the extent her said real property may have depreciated in value in consequence thereof" (Int. No. 263), which was read the first time and referred to the committee on affairs of cities.

Mr. Bryan introduced a bill entitled "An act to provide for the support and maintenance of the several State prisons" (Int. No. 264), which was read the first time and referred to the committee on ways and means.

Mr. Dickey introduced a bill entitled "An act to amend section 150 of chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation,' constituting chapter 24 of the general laws, in relation to lands sold for taxes" (Int. No. 265), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Fitzgerald introduced a bill entitled "An act to amend chapter 661 of the Laws of 1893, entitled 'An act in relation to the public health, constituting chapter 25 of the general laws, in relation to the practice of massage mechano-therapy, hydro-therapy, and electro-therapy" (Int. No. 266), which was read the first time and referred to the committee on public health.

Mr. Harris introduced a bill entitled "An act to amend the Forest, Fish and Game Law relative to close season for hares and rabbits in certain counties" (Int. No. 267), which was read the first time and referred to the committee on fisheries and game.

Mr. Hawkins introduced a bill entitled "An act in relation to ferries in the city of New York, plying between Tenth and Twenty-third streets, in the borough of Manhattan, and Greenpoint avenue, in the borough of Brooklyn" (Int. No. 268), which

was read the first time and referred to the committee on commerce and navigation.

Mr. Honeck introduced a bill entitled "An act to reduce rates of ferriage on certain ferry routes, between the borough of Manhattan and the borough of Queens, in the city of New York, and to establish rates of ferriage thereon" (Int. No. 269), which was read the first time and referred to the committee on commerce and navigation.

Mr. M. E. Lewis introduced a bill entitled "An act to amend the Tax Law, in relation to the taxable transfers of property" (Int. No. 279), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Price introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the limitation of time for the commencement of a prosecution for kidnapping" (Int. No. 271), which was read the first time and referred to the committee on codes.

Mr. Remsen introduced a bill entitled "An act to repeal chapter 717 of the Laws of 1900, entitled 'An act to provide for the payment of the claim of Kingsley Lloyd for services rendered to the board of education of the city of New York'" (Int. No. 272), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to provide for the improvement of Prospect avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 273), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to stamping canned or packed food stuffs" (Int. No. 274), which was read the first time and referred to the committee on public health.

Mr. W. H. Smith introduced a bill entitled "An act to amend the Code of Civil Procedure relating to the city court of the city of New York" (Int. No. 275), which was read the first time and referred to the committee on codes.

Mr. Davis introduced a bill entitled "An act to amend section 3391 of the Code of Civil Procedure, relative to proceedings for the sale of corporate real property" (Int. No. 276), which was read the first time and referred to the committee on codes.

The Senate sent for concurrence the Senate bill No. 87, entitled "An act to amend chapter 478 of the Laws of 1893, entitled 'An act to incorporate the city of Olean,' and the acts amendatory thereof" (Rec. No. 2), which was read the first time and referred to the committee on affairs of cities.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. S. W. Smith, No. 184, entitled "An act to amend subdivision 2 of section 79 of chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers'" (Int. No. 184), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Cooley, No. 73, entitled "An act to amend the Greater New York charter, pertaining to the distribution of moneys collected on account of taxation of foreign fire insurance companies in the city of New York" (Int. No. 73), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Mansfield, No. 25, entitled "An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park" (Int. No. 25), reported in favor of the passage of the same, with the following amendments:

Page 4, lines 12 and 13. strike out the words "of five hundred dollars," and insert the words "raised for the Tallmadge park fund as hereinafter provided."

Same page, line 20, after the word "park" insert the words "and any and all additions made thereto."

Same page, line 25, after the word "of" insert the words "not less than two hundred dollars nor more than."

Page 6, line 3, after the word "special" insert the words "insofar as they are."

J. S. FOWLER,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. S. W. Smith, No. 53, entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages' constituting chapter 21 of the general laws, in relation to the establishment of dumping grounds" (Int. No. 53), reported the same, with the following amendment:

Page 1, line 6, after the word "ground" insert the following words: "In any such village."

J. S. FOWLER,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Fowler, No. 200, entitled "An act to amend the Village Law, in relation to the number of trustees in a village of the fourth class" (Int. No. 200), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Cooley, No. 33, entitled "An act to limit the territory of the village of Hastings-on-Hudson by exempting from the limits of the said village certain property required for State highways" (Int. No. 33), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Coughtry, No. 14, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith against the State for damages alleged to have been sustained by her, and to render judgment therefor" (Int. No. 14), reported in favor of the

passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the bill introduced by Mr. Vacheron, No. 58, entitled "An act to amend chapter 686 of the Laws of 1894, as amended by chapter 104 of the Laws of 1900, entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau'" (Int. No. 58), reported the same, with the following recommendations:

Page 1, section 1, line 2, add after the words "ninety-four" the following words: "Entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau,' as amended by chapter five hundred and forty-eight of the Laws of eighteen hundred and ninety-nine, as amended by chapter one hundred and four of the laws of nineteen hundred."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act providing for the payment of the balance due newspapers for the publication of the general laws of the State for the year 1900, and for deficiency in appropriation for the publication of the session laws and the official canvass and official notices provided by law." (No. 40, Int. No. 40.)

"An act to amend section 10 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws,' in relation to the filing of notice of lien." (No. 98, Int. No. 98.)

"An act to change the name of the 'United Evangelical Lutheran church at Richmondville' to 'St. Paul's Evangelical Lutheran church of Richmondville, New York.'" (No. 179, Int. No. 179.)

"An act to provide for the system of taxation for working and repairing highways in the town of DeWitt, in the county of Onondaga, during the year 1901." (No. 113, Int. No. 113.)

Ordered, That said bills be engrossed for a third reading.

Mr. Babcock, from the committee on engrossed bills, reported as correctly printed the bills entitled as follows:

"An act to validate, approve and legalize bonds of the village of Hempstead to the amount of \$75,000 issued, or to be issued, for water works purposes, and to the amount of \$25,000 issued, or to be issued, for lighting purposes." (No. 42, Int. No. 42.)

"An act to amend chapter 281 of the Laws of 1891, entitled 'An act to make the office of county clerk of Cattaraugus county a salaried office, and regulating the management of said office,' in relation to the execution of the bond of such clerk." (No. 43, Int. No. 43.)

"An act providing for the payment of the balance due newspapers for the publication of the general laws of the State for the year 1900, and for deficiency in appropriation for the publication of the session laws and the official canvass and official notices provided by law." (No. 40, Int. No. 40.)

"An act to amend section 10 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws,' in relation to the filing of notice of lien." (No. 98, Int. No. 98.)

"An act to provide for the system of taxation for working and repairing highways in the town of DeWitt, in the county of Onondaga, during the year 1901." (No. 113, Int. No. 113.)

"An act to change the name of the 'United Evangelical Lutheran church at Richmondville' to 'St. Paul's Evangelical Lutheran church of Richmondville, New York.'" (No. 179, Int. No. 179.)

The bill (No. 10) entitled "An act to authorize the regents to use a part of the State library appropriation of 1900 for the services of binders and other persons employed in binding books for the State library" (Int. No. 10), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 22) entitled "An act to amend the Executive Law, in relation to the powers of the deputy comptroller" (Int. No. 22), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading.

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Harburger	McQuade	Sanders
Adler	Daly	Harris	Meister	Scanlon
Ahern	DeGraw	Hatch	Morgan	Schneider
Allds	Delaney	Henry	Nye	Sherer
Allston	Dempsey	Holsten	O'Connell	Smith A R
Apgar	Dickey	Hyman	O'Malley	Smith J E
Axtell	Dooling	Irwin	Patton	Smith J L
Babcock	Doughty	Kaiser	Phillips	Smith J T
Baker	Dusinbery	Keenan	Phipps	Smith S W
Baum	Ellis	Kelly	Plank	Smith W H
Bedell	Everett	Kelsey	Poth	Stevens
Bell	Fish	Knipp	Prince	Sullivan
Blackwell	Fisher	Landon	Rainey	Swarts
Bradley	Fitzpatrick	Leggett	Reilley	Swift
Brill	Fordyce	Lewis M E	Reynolds	Traub
Brooks	Frisbie	Lewis T D	Rider	Treat
Bryan	Gardiner R	Lynn	Rierdon	Ulmann
Burnett	Gardner C J	Mains	Roberts	Van Name
Cadin	Graeff	Mansfield	Robinson	Waite
Conger	Griffith	Marson	Rodenbeck	Weber
Cook	Hallock	Mathews	Rogers	Weekes
Coons	Hammond	McInerney	Ross	Wilson H
Costello	Hanford	McMillan	Salyerds	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Leaves of absence were granted as follows: Mr. Allds, indefinitely; Mr. Adler, indefinitely.

On motion of Mr. Allds, the House adjourned.

MONDAY, JANUARY 21, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edward Griffin Selden.

On motion of Mr. Kelsey, the reading of the journal of Friday, January 18, was dispensed with, and the same was approved.

Mr. Allds offered for the consideration of the House, a resolution in the words following:

Whereas, A notice and petition of contest of election have been duly filed with the Clerk of this House by Isidor Cohn, against Charles S. Adler, now sitting as a member of Assembly, representing the Eighth Assembly district of the county of New York,

Resolved, That the said contest of election be and the same hereby is referred to the committee on privileges and elections, and that said committee be and it hereby is empowered to hear said contest of election, to conduct an investigation into the grounds therefor and to take testimony therein, with full power to prosecute its inquiry in any and every direction in its judgment necessary and proper to enable it to obtain and report to this House the facts in reference to said contest of election, together with its recommendations thereon; and further,

Resolved, That said committee be and it hereby is authorized to employ one or more stenographers, counsel, and such other assistants as may be deemed necessary for the proper conduct of the inquiry herein directed; and that said committee be and hereby is directed and empowered in its discretion to conduct the investigation and take testimony in the county of New York as well as in the county of Albany.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 124 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney	Hammond	McMillan	Rogers
Adler	Dempsey	Hanford	McQuade	Ross
Ahern	Dickey	Harburger	Meister	Ruehl
Allds	Dickinson	Hasenflug	Morgan	Sanders

Allston	Dooling	Hatch	O'Brien	Scanlon
Apgar	Doughty	Hawkins	O'Connell	Seymour
Axtell	Duross	Henry	O'Malley	Sherer
Baker	Dusinbery	Hitchcock	Orr	Smith J E
Bedell	Egan	Honeck	Patton	Smith J T
Bell	Ellis	Hyman	Phillips	Smith S W
Bennet	Everett	Irwin	Phipps	Snyder
Bradley	Fancher	Juengst	Plank	Stevens
Brill	Fish	Keenan	Platt	Sullivan
Brooks	Fisher	Kelly	Poth	Swarts
Bryan	Fitzgerald	Kelsey	Price	Thorn
Burnett	Fitzpatrick	Knipp	Prince	Traub
Cadin	Fordyce	Landon	Reilley	Treat
Conger	Fowler	Leggett	Remsen	Ulmann
Cook	Frisbie	Lewis M E	Reynolds	Vacheron
Cooley	Galbraith	Lewis T D	Richter	Van Name
Costello	Gardiner R	Mains	Rider	Waite
Cotton	Geoghan	Mansfield	Rierdon	Weber
Coughtry	Graeff	Marson	Roberts	Weekes
Darrison	Hallock	McInerney	Robinson	Wilson H
DeGraw	Halpin	McKeown	Rodenbeck	

Mr. Speaker presented the annual report of the Superintendent of Public Works; which was laid upon the table and ordered printed.

(See Document.)

Also, the sixth annual report of the Forest, Fish and Game Commission; which was laid upon the table and ordered printed.

(See Document.)

Also, the eighteenth annual report of the Bureau of Labor Statistics; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the New York State College of Forestry; which was laid upon the table and ordered printed.

(See Document.)

Leave of absence was granted to Mr. Leggett until Wednesday.

Mr. Fowler introduced a bill entitled "An act to amend the Forest, Fish and Game Law in relation to mink, skunk, muskrat and foxes" (Int. No. 277), which was read the first time and referred to the committee on fisheries and game.

Mr. Reilley introduced a bill entitled "An act to amend article

4, chapter 37 of the general laws, entitled 'the Banking Law,' in relation to the reserve fund of trust companies" (Int. No. 278), which was read the first time and referred to the committee on banks.

Mr. Remsen introduced a bill entitled "An act to amend chapter 990 of the Laws of 1895, entitled 'An act for regulating and defining the powers of corporations engaged in supplying gas for lighting purposes in cities of the first class' " (Int. No. 279), which was read the first time and referred to the committee on electricity, gas and water.

Also, a bill entitled "An act to repeal chapter 167 of the Laws of 1889, entitled 'An act relating to the expenses of judicial sales in the county of Kings' " (Int. No. 280), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act making an appropriation to continue the promotion of sugar beet culture in accordance with the provisions of chapter 500 of the Laws of 1897" (Int. No. 281), which was read the first time and referred to the committee on ways and means.

Mr. Burnett introduced a bill entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva, relative to delivery of assessment roll and use of seal' " (Int. No. 282), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 56 of chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws,' relative to seal" (Int. No. 283), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Morgan introduced a bill entitled "An act to amend section 1587 of chapter 388 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof abolishing the office of treasurer of Kings county' " (Int. No. 284), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 269 of the Laws of 1852, entitled 'An act to amend the charter of the church charity foundation in the county of Kings, as amended by chapter 428 of the Laws of 1868, entitled "An act further to amend the charter of the church charity foundation of the county of Kings, and to extend the territorial limits thereof, relative to the number of managers et cetera'" (Int. No. 285), which was read the first time and referred to the committee on charitable and religious societies.

Also, a bill entitled "An act to repeal section 1619 of chapter 397, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof'" (Int. No. 286), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to repeal chapter 996, entitled 'An act relative to the supply of pure and wholesome water in certain counties in the State'" (Int. No. 287), which was read the first time and referred to the committee on internal affairs.

Mr. Stevens introduced a bill entitled "An act fixing the expenses of trials or proceedings in the courts of the State for felonies and misdemeanors committed on Indian reservations" (Int. No. 288), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law relative to appointing additional protectors" (Int. No. 289), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend the Labor Law, relating to public laundries" (Int. No. 290), which was read the first time and referred to the committee on labor and industry.

Mr. Morgan introduced a bill entitled "An act to amend chapter 518 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws,' in relation to liens of hotels, inn, boarding and lodging house keepers" (Int. No. 291),

which was read the first time and referred to the committee on the judiciary.

Mr. Mansfield introduced a bill entitled "An act empowering the Northside Water Commission of the town of Waterford, county of Saratoga, to contract with water companies for sprinkling Saratoga avenue, in said district and providing for the payment therefor" (Int. No. 292), which was read the first time and referred to the committee on internal affairs.

Mr. W. H. Smith introduced a bill entitled "An act to exempt the estate, real and personal of the Hebrew Sheltering Guardian Society of New York Orphan Asylum, and the Dominican Convent of Our Lady of the Rosary from taxation, assessments, and water rates" (Int. No. 293), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. J. E. Smith introduced a bill entitled "An act to enable the fire commissioner of the city of New York to rehear and determine the charges against Jacob Henry Fath, a fireman of the second grade, for reappointment in said department" (Int. No. 294), which was read the first time and referred to the committee on affairs of cities.

Mr. J. L. Smith introduced a bill entitled "An act to amend section 7 of chapter 568 of the Laws of 1890, entitled 'An act in relation to highways, constituting chapter 19 of the general laws, as amended by chapter 411 of the Laws of 1895, relating to the purchase of stone crushers and defraying the expenses of operating the same'" (Int. No. 295), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend section 94 of chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws, as amended by chapter 489 of the Laws of 1897'" (Int. No. 296), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Coughtry introduced a bill entitled "An act to amend the General Municipal Law, relating to ordinances of municipal corporations, relative to hawking and peddling farm produce" (Int. No. 297), which was read the first time and referred to the committee on general laws.

Mr. Hitchcock introduced a bill entitled "An act to amend the Village Law, relating to separate boards of commissioners and officers of fire departments in certain villages" (Int. No. 298), which was read the first time and referred to the committee on affairs of villages.

Mr. Kelsey introduced a bill entitled "An act to amend the Public Health Law, creating a State department of health and the office of commissioner of health, and abolishing the State Board of Health" (Int. No. 299), which was read the first time and referred to the committee on ways and means.

Mr. M. E. Lewis introduced a bill entitled "An act to amend the Tax Law, in relation to the taxation of insurance, title, guaranty and surety corporations" (Int. No. 300), which was read the first time and referred to the committee on taxation and retrenchment.

Also, a bill entitled "An act to amend the Tax Law, in relation to the franchise tax on corporations" (Int. No. 301), which was read the first time and referred to the committee on taxation and retrenchment.

Also, a bill entitled "An act to amend the Tax Law, in relation to the taxation of saving banks" (Int. No. 302), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent,

Mr. Bedell introduced a bill entitled "An act to amend chapter 535 of the Laws of 1888, entitled 'An act to incorporate the city of Middletown, relating to the improvement of water works and issuing bonds therefor'" (Int. No. 303), which was read the first time and referred to the committee on affairs of cities.

Mr. Harburger called up his joint resolution offered on January 14, 1901, relative to the removal of Asa Bird Gardiner, District Attorney of the county of New York by former Governor Roosevelt.

Mr. Kelsey moved that the further consideration of said resolution be indefinitely postponed.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sanders offered for the consideration of the House, a resolution in the words following:

Whereas, The Governor of the State of New York in his annual message to the Legislature, has recommended retrenchments, etc., in all the departments of the State of New York, with a view of reducing the tax rate, and

Whereas, At different times laws have been passed by the Legislature of the State of New York, authorizing county treasurers, boards of supervisors of various counties in the State of New York, and particularly the Board of Estimate and Apportionment of the city of New York, to set aside and to give certain sums of money to various private and quasi public institutions, hospitals, libraries and other institutions, for charitable and other purposes, and

Whereas, In pursuance to such laws certain sums of money were given by the county treasurers, boards of supervisors of various counties in the State, and particularly the Board of Estimate and Apportionment of the city of New York, annually and

Whereas, No itemized report of the disposition of the said sums of money so given to the various institutions under the various laws passed at various times by the Legislature of the State of New York, has been given,

Therefore, Be it resolved that the Comptroller of the State of New York, be and hereby is requested to obtain from the county treasurers, boards of supervisors and the comptroller of the city of New York, an itemized statement of all sums of money paid to various hospitals, libraries and other private or public institutions since the year 1890, and said report shall contain the names of the institutions to whom money was given, the time when such money was given, the amounts and also an itemized statement as to how the said moneys were expended by the said institutions giving the names of salaried officers and the amount paid in salaries to such officers, of the moneys so received, and submit the same to the Assembly of the State of New York on or before March 1, 1901.

Said resolution giving rise to debate,

Ordered, That said resolution be laid on the table.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to authorize the Regents to use a part of the State library appropriation of 1900 for the services of binders and other persons employed in binding books for the State Library." (No. 10, Int. No. 10.)

"An act to amend subdivision 2 of section 79 of chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate

the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers.' " (No. 184, Int. No. 184.)

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 132), entitled "An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens.'" (Int. No. 132), reported the same with the following recommendations:

Page 1, section 1, line 7, after the word "Hempstead," insert "a bond."

Page 2, section 2, line 12, after the words "section four" insert "of said act."

Page 3, line 16, after the word "assessment" insert a comma; same line after the word "therefor" insert a comma.

Same page, line 20, after the word "week" insert a comma; same line after the word "days" insert a comma.

Same page, line 25, change word "tax" to "taxes."

Page 4, line 1, after the word "added" insert a comma.

Same page, line 2, at end of line after word "notice," strike out comma.

Same page, line 25, section 5, change entire section to read:

"Sections nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-three, twenty-four, and twenty-five of said act, and all acts or parts of acts amendatory thereof or supplemental thereto, are hereby repealed."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the bills entitled as follows:

"An act to amend subdivision 2 of section 79 of chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers.'" (No. 184, Int. No. 184.)

"An act to authorize the Regents to use a part of the State Library appropriation of 1900 for the services of binders and

other persons employed in binding books for the State Library.” (No. 10, Int. No. 10.)

A message from the Governor, by the hand of his Secretary, was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *January 21, 1901.*

To the Legislature:

I herewith transmit the report of the Charter Revision Commission, appointed during the term of my predecessor. The report gives evidence of careful study and the recommendations are in the main calculated to bring about an improvement in the administration of the affairs of the greater municipality.

While some of its recommendations are not in accord with other pending legislation, yet if such measures should be approved by the Legislature rather than the recommendations made in these particular instances by the Charter Revision Commission, they can be incorporated into the charter without in any way interfering with the general plan of revision. It is unfortunate, perhaps, that the Commission did not more fully meet the expectations of the taxpayers of the city of New York in their recommendations for economy instead of confining themselves principally to the administrative duties of the various departments. This omission upon their part should not restrain you, however, from putting into the new charter such changes as will compel greater economy in the administration of the affairs of the city of New York.

There are a few suggestions made by the Commission which, I believe, are contrary to good policy, and should not be enacted into law. The recommendation of a single head for the police department is correct so far as it goes, but considering that the same authorities who are now responsible for the condition of affairs in New York will for the next year continue in control, no reformation would seem possible except some other provisions are made for other control under exigencies which may arise at any time.

The framers of the Constitution have prohibited action by either the Legislature or the Executive within given lines, yet where authority has been reserved for the Legislature and for the Executive under certain conditions, that power is at times surrendered to municipal authorities. This is notably the case with the mayor of New York city. The Constitution does not provide specifically that he may be removed by the Governor, nor does it say he shall not. But the Legislature has created a charter which gives to the Governor the absolute power of removal of the mayor

on charges. The Constitution provides that certain county officers may be removed by the Governor, and their successors are appointed by him, as are other elective officers unless otherwise provided. Yet the present charter which has been in operation more than two years provides that the comptroller may be removed by the Governor of the State, but the same provision as to fiduciary officers in other counties does not prevail, and the power to fill such vacancy as may be caused by the Governor's action is lodged in the mayor. This power is conferred by the State on the municipality. Yet it cannot be claimed, under these conditions, that the mayor should always exercise this power, nor that it is not within the province of the Legislature to take it from him, should it be deemed wise in the interest of good government.

Therefore, I believe that the suggestions made in a former communication to the Legislature, in relation to police control, go further in the direction of better government than the recommendations herewith submitted and are not inhibited by the Constitution.

The suggestions of the Commission for the fixing of salaries of employes, etc., by the board of estimate and apportionment and by the board of aldermen, are not in my opinion sufficient for the protection of the taxpayers. We must understand that the same objection as to control exists as has been outlined in the case of the police recommendations. The limit of salaries should be fixed by the Legislature, and it is your duty to rectify and correct existing evils before continuing to this board the power which it now possesses.

I do not believe that portion of the revised charter which permits the board of aldermen to determine the salaries to be paid to school teachers is desirable, because the object sought will not be secured, and the schools will be thrown into politics and their efficiency impaired. The fixing of salaries should be left to the local boards of education, subject to review by the central board of education provided for in the proposed charter. It would appear that action should be taken by the Legislature, fixing the maximum and the minimum amounts which should be paid to any teacher, and that the determination of the salaries within these limits should be left to the local boards, with veto power by the central board of education.

I do not believe that it is in the interest of economy to increase the representation in the board of aldermen, and the desired end would not be attained by this large number in the board. It seems to me that all that could be desired would be accomplished by a smaller board, and this would save the city, as compared with the recommendations of the Commission, between \$60,000 and \$70,000 per year, a not inconsiderable sum.

What the people desire is fewer officers, lower taxes and better government, and this the revised charter does not, unfortunately, fully provide for. I believe, however, that in the main the recommendations of the Commission should be adopted, and immediate consideration given by you looking to the perfection of these amendments to the local laws of New York city.

I have faith that your action will be along lines that will merit the approval of the citizens of New York city, and that the outcome of your deliberations upon this subject will be better government and a more economical administration for the greater city.

B. B. ODELL, JR.

Said message, together with the accompanying report, was ordered printed and referred to the committee on affairs of cities.

(See Document.)

The bill (No. 33) entitled "An act to limit the territory of the village of Hastings-on-Hudson by exempting from the limits of the said village certain property required for State highways" (Int. No. 33), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading.

On motion of Mr. Cooley, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hallock	McInerney	Salyerds
Adler	Davis	Halpin	McKeown	Sanders
Ahern	DeGraw	Hammond	McMillan	Scanlon
Allds	Delaney	Hanford	Morgan	Schneider
Allston	Dempsey	Harburger	Nye	Seymour
Apgar	Dickey	Harris	O'Brien	Sherer
Axtell	Dickinson	Hasenflug	O'Connell	Smith A R

Babcock	Dooling	Hawkins	O'Malley	Smith J E
Baker	Doughty	Henry	Orr	Smith J L
Baum	Duross	Hitchcock	Patton	Smith J T
Bedell	Dusinbery	Holsten	Phillips	Smith S W
Bell	Egan	Honeck	Phipps	Smith W H
Bennet	Ellis	Hyman	Plank	Snyder
Blackwell	Everett	Irwin	Platt	Stevens
Bradley	Fancher	Juengst	Poth	Sullivan
Brill	Fish	Kaiser	Price	Swarts
Brooks	Fisher	Keenan	Rainey	Swift
Bruckner	Fitzgerald	Kelly	Reilley	Thorn
Bryan	Fitzpatrick	Kelsey	Remsen	Traub
Burnett	Fordyce	Knipp	Reynolds	Treat
Burns	Fowler	Landon	Richter	Ulmann
Cadin	Frisbie	Leggett	Rider	Vacheron
Conger	Galbraith	Lewis M E	Rierdon	Van Name
Cook	Gardiner R	Lewis T D	Roberts	Waite
Cooley	Gardner C J	Lynn	Robinson	Walrath
Coons	Geoghan	Mains	Rodenbeck	Weber
Costello	Graeff	Mansfield	Rogers	Weekes
Cotton	Griffith	Marson	Ross	Wilson H
Coughtry	Hatch	Mathews	Ruehl	Wilson W H
Daly				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 73) entitled "An act to amend the Greater New York charter, pertaining to the distribution of moneys collected on account of taxation of foreign fire insurance companies in the city of New York" (Int. No. 73), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 14) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith against the State for damages alleged to have been sustained by her, and to render judgment therefor" (Int. No. 14), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 200) entitled "An act to amend the Village Law, in relation to the number of trustees in a village of the fourth class" (Int. No. 200), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 40) entitled "An act providing for the payment of the balance due newspapers for the publication of the general laws of the State for the year 1900, and for deficiency in appropriation for the publication of the session laws and the official canvass and official notices provided by law" (Int. No. 40), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 146 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McInerney	Ross
Adler	Davis	Hammond	McKeown	Ruehl
Ahern	DeGraw	Hanford	McMillan	Salyerds
Allds	Delaney	Harburger	McQuade	Sanders
Allston	Dempsey	Harris	Meister	Scanlon
Apgar	Dickey	Hasenflug	Morgan	Schneider
Axtell	Dickinson	Hatch	Nye	Seymour
Babcock	Dooling	Hawkins	O'Brien	Sherer
Baker	Doughty	Henry	O'Connell	Smith A R
Baum	Duross	Hitchcock	O'Malley	Smith J E
Bedell	Dusinbery	Holsten	Orr	Smith J L
Bell	Egan	Honeck	Patton	Smith J T
Bennet	Ellis	Hyman	Phillips	Smith S W
Blackwell	Everett	Irwin	Phipps	Smith W H
Bradley	Fancher	Juengst	Plank	Snyder
Brill	Fish	Kaiser	Platt	Stevens
Brooks	Fisher	Keenan	Poth	Sullivan
Bruckner	Fitzgerald	Kelly	Price	Swarts
Bryan	Fitzpatrick	Kelsey	Prince	Swift
Burnet	Fordyce	Knipp	Rainey	Thorn
Burns	Fowler	Landon	Reilley	Traub
Cadin	Frisbie	Leggett	Remsen	Treat
Conger	Galbraith	Lewis M E	Reynolds	Ulmann
Cook	Hallock	Lewis T D	Richter	Vacheron

Cooley	Gardiner R	Lynn	Rider	Van Name
Coons	Gardner C J	Mains	Rierdon	Waite
Costello	Geoghan	Mansfield	Roberts	Walrath
Cotton	Graeff	Marson	Robinson	Weber
Coughtry	Griffith	Mathews	Rogers	Weekes
Daly				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 42) entitled "An act to validate, approve and legalize bonds of the village of Hempstead to the amount of \$75,000 issued, or to be issued, for waterworks purposes, and to the amount of \$25,000 issued, or to be issued, for lighting purposes" (Int. No. 42), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dempsey	Hanford	McKeown	Ruehl
Adler	Dickey	Harburger	McMillan	Salyerds
Allds	Dickinson	Harris	McQuade	Scanlon
Allston	Dooling	Hasenflug	Meister	Schneider
Apgar	Doughty	Hatch	Morgan	Seymour
Babcock	Duross	Hawkins	Nye	Sherer
Baker	Dusinbery	Henry	O'Brien	Smith A R
Baum	Egan	Hitchcock	O'Connell	Smith J E
Bedell	Ellis	Holsten	O'Malley	Smith J L
Bennet	Everett	Honeck	Patton	Smith J T
Blackwell	Fancher	Hyman	Phillips	Smith S W
Bradley	Fish	Irwin	Phipps	Smith W H
Brill	Fisher	Juengst	Plank	Snyder
Brooks	Fitzgerald	Kaiser	Platt	Stevens
Bruckner	Fitzpatrick	Keenan	Poth	Sullivan
Bryan	Fordyce	Kelly	Price	Swarts
Burnett	Fowler	Kelsey	Prince	Swift
Burns	Frisbie	Landon	Rainey	Thorn
Conger	Hammond	Leggett	Reilley	Traub

Cook	Galbraith	Lewis M E	Remsen	Ulmann
Cooley	Gardiner R	Lewis T D	Reynolds	Vacheron
Costello	Gardner C J	Lynn	Richter	Van Name
Cotton	Geoghan	Mains	Rider	Waite
Coughtry	Graeff	Mansfield	Rierdon	Walrath
Daly	Griffith	Marson	Roberts	Weekes
Darrison	Hallock	Mathews	Rogers	Wilson H
DeGraw	Halpin	McInerney	Ross	Wilson W H
Delaney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 43) entitled "An act to amend chapter 281 of the Laws of 1891, entitled 'An act to make the office of county clerk of Cattaraugus county a salaried office, and regulating the management of said office,' in relation to the execution of the bond of such clerk" (Int. No. 43), having been announced for a third reading,

On motion of Mr. Fancher, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 179) entitled "An act to change the name of the 'United Evangelical Lutheran church at Richmondville' to 'St. Paul's Evangelical Lutheran church of Richmondville, New York'" (Int. No. 179), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hammond	McKeown	Salverds
Adler	Delaney	Hanford	McQuade	Sanders
Ahern	Dempsey	Harburger	Meister	Scanlon
Allston	Dickey	Harris	Morgan	Schneider
Apgar	Dickinson	Hasenflug	Nye	Seymour
Axtell	Dooling	Hatch	O'Brien	Sherer
Baker	Doughty	Hawkins	O'Connell	Smith A R

Bedell	Duross	Hitchcock	O'Malley	Smith J E
Bell	Dusinbery	Holsten	Orr	Smith J L
Bennet	Egan	Honeck	Patton	Smith J T
Blackwell	Ellis	Hyman	Phillips	Smith S W
Bradley	Everett	Irwin	Phipps	Smith W H
Brill	Fancher	Juengst	Plank	Snyder
Brooks	Fish	Kaiser	Platt	Stevens
Bruckner	Fisher	Keenan	Poth	Sullivan
Bryan	Fitzgerald	Kelly	Price	Swarts
Burnett	Fitzpatrick	Kelsey	Rainey	Swift
Burns	Fordyce	Knipp	Reilley	Thorn
Cadin	Fowler	Landon	Remsen	Traub
Conger	Frisbie	Leggett	Richter	Treat
Cook	Galbraith	Lewis M E	Rider	Ulmann
Cooley	Gardiner R	Lewis T D	Rierdon	Vacheron
Coons	Gardner C J	Lynn	Roberts	Van Name
Costello	Geoghan	Mains	Robinson	Waite
Cotton	Graeff	Mansfield	Rodenbeck	Walrath
Coughtry	Griffith	Marson	Rogers	Weber
Daly	Hallock	Mathews	Ross	Weekes
Darrison	Halpin	McInerney	Ruehl	Wilson H
Davis	Henry			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 113) entitled "An act to provide for the system of taxation for working and repairing highways in the town of DeWitt in the county of Onondaga during the year 1901" (Int. No. 113), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 118 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hammond	McKeown	Ross
Ahern	DeGraw	Hanford	McMillan	Ruehl
Adler	Delaney	Harburger	McQuade	Salyerds
Allds	Dempsey	Hasenflug	Meister	Scanlon

Allston	Dickey	Hawkins	Morgan	Schneider
Apgar	Dickinson	Hitchcock	Nye	Seymour
Axtell	Dooling	Holsten	O'Brien	Sherer
Babcock	Doughty	Honeck	O'Connell	Smith A R
Baker	Duross	Hyman	Orr	Smith J E
Bedell	Dusinbery	Irwin	Patton	Smith J L
Bennet	Egan	Kaiser	Phipps	Smith J T
Blackwell	Ellis	Keenan	Plank	Snyder
Brill	Everett	Kelly	Platt	Stevens
Brooks	Fancher	Kelsey	Price	Sullivan
Bryan	Fish	Knipp	Prince	Swarts
Burnett	Fisher	Landon	Reilley	Swift
Cadin	Fitzpatrick	Leggett	Remsen	Traub
Conger	Fowler	Lewis M E	Reynolds	Treat
Cook	Galbraith	Lewis T D	Richter	Vacheron
Coons	Gardner C J	Lynn	Rierdon	Waite
Costello	Graeff	Mains	Roberts	Walrath
Coughtry	Hallock	Mansfield	Robinson	Weekes
Daly	Halpin	Mathews	Rogers	Wilson W H
Darrison	Hatch	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 98), entitled "An act to amend section 10 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws,' in relation to the filing of notice of lien" (Int. No. 98), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hammond	McQuade	Salyerds
Adler	Delaney	Hanford	Meister	Sanders
Ahern	Dempsey	Harburger	Morgan	Scanlon
Allds	Dickinson	Harris	Nye	Seymour

Allston	Dooling	Hawkins	O'Brien	Smith A R
Apgar	Doughty	Holsten	O'Malley	Smith J L
Axtell	Duross	Hyman	Orr	Smith J T
Babcock	Dusinbery	Irwin	Phillips	Smith S W
Baker	Ellis	Kaiser	Phipps	Smith W H
Baum	Fancher	Keenan	Plank	Snyder
Bedell	Fish	Kelly	Platt	Stevens
Bell	Fisher	Landon	Poth	Sullivan
Blackwell	Fitzpatrick	Knipp	Price	Swift
Brill	Fordyce	Landon	Prince	Thorn
Brooks	Fowler	Leggett	Rainey	Traub
Bryan	Galbraith	Lewis M E	Reilley	Treat
Burnett	Gardiner R	Lewis T D	Reynolds	Ulmann
Cadin	Gardner C J	Lynn	Richter	Vacheron
Conger	Geoghan	Mains	Rider	Van Name
Cook	Graeff	Mansfield	Rierdon	Waite
Coons	Griffith	Marson	Roberts	Walrath
Cotton	Hallock	Mathews	Rodenbeck	Weber
Coughtry	Halpin	McInerney	Rogers	Weekes
Darrison	Hasenflug	McKeown	Ross	Wilson H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Kelsey, the House adjourned.

TUESDAY, JANUARY 22, 1901.

The House met pursuant to adjournment.

Prayer by Rev. William Force Whitaker.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Ahern introduced a bill entitled "An act to change the corporate name of the Troy Young Men's Association to the Troy Public Library" (Int. No. 304), which was read the first time and referred to the committee on the judiciary.

Mr. Dickinson introduced a bill entitled "An act to amend chapter 160 of the Laws of 1900, entitled 'An act to incorporate the city of Cortland,' in regard to certain officers, appointment, terms of office and duties to the taking effect of and resolutions,

to the qualification of voters upon appropriations, to paving and improvements, the raising of funds for the support of schools, to the collection of taxes, to the correction of assessments and repealing certain laws" (Int. No. 305), which was read the first time and referred to the committee on affairs of cities.

Mr. Everett introduced a bill entitled "An act to amend the Greater New York charter, relative to the assessment and taxation of lands used as reservoirs, etc." (Int. No. 306), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to repeal chapter 502 of the Laws of 1866, entitled 'An act to regulate taxes on lands taken or to be taken for the Croton aqueduct'" (Int. No. 307), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Honeck introduced a bill entitled "An act to regulate the fare on all street surface railways, steam railways or other railways in cities of the first class carrying passengers for hire" (Int. No. 308), which was read the first time and referred to the committee on railroads.

Mr. M. E. Lewis introduced a bill entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and the several acts amendatory thereof and supplemental thereto, relating to the board of education of said city" (Int. No. 309), which was read the first time and referred to the committee on affairs of cities.

Mr. Morgan introduced a bill entitled "Concurrent resolution amending article 8, section 10 of the Constitution, relating to counties, cities and towns not to give or loan money or credit; limitation of indebtedness" (Int. No. 310), which was read the first time and referred to the committee on the judiciary.

Mr. Sanders introduced a bill entitled "Concurrent resolution proposing amendment to article 3, section 1 of the Constitution, relating to legislative powers" (Int. No. 311), which was read the first time and referred to the committee on the judiciary.

Mr. Stevens introduced a bill entitled "An act to amend section 3326 of the Code of Civil Procedure in relation to jurors'

fees in justice's court " (Int. No. 312), which was read the first time and referred to the committee on codes.

Mr. S. W. Smith introduced a bill entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments " (Int. No. 313), which was read the first time and referred to the committee on insurance.

Mr. Waite introduced a bill entitled "An act making an appropriation for the care, maintenance and repairs of the quarantine establishment at the Quarantine station " (Int. No. 314), which was read the first time and referred to the committee on ways and means.

Mr. O'Malley introduced a bill entitled "An act to change the name of the Niagara Fire Insurance Company of Erie county to the Prudential Company of Buffalo " (Int. No. 315), which was read the first time and referred to the committee on insurance.

Mr. Bennett introduced a bill entitled "An act to amend section 7 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens, constituting chapter 49 of the general laws,' in relation to advance payments " (Int. No. 316), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend chapter 378 of the Laws of 1897, known as 'the Greater New York charter,' relative to the licensing of places of public exhibitions and dancing " (Int. No. 317), which was read the first time and referred to the committee on affairs of cities.

Mr. Fish introduced a bill entitled "An act to confer jurisdiction of the Court of Claims to hear, audit and determine the claim of William Dinehart against the State of New York, for injuries alleged to have been sustained on the towing path of the Erie canal, near the village of Canastota, New York, in the month of November, 1897, and to render judgment therefor " (Int. No. 318), which was read the first time and referred to the committee on claims.

Mr. Hatch introduced a bill entitled "An act to change the name of the Hartshorn Presbyterian Church, in Hornellsville, New York, to the Westminster Presbyterian Church of Hornellsville, New York " (Int. No. 319), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Phipps introduced a bill entitled "An act to provide for the construction of a vertical wall on the south side of the Erie canal, from the west side of bridge No. 131 of section 10 of Erie canal, and making an appropriation therefor" (Int. No. 320), which was read the first time and referred to the committee on ways and means.

Mr. James E. Smith introduced a bill entitled "An act to amend section 762 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government thereof,' relative to precautions against fire and use of aisles in places of amusement" (Int. No. 321), which was read the first time and referred to the committee on affairs of cities.

Mr. John T. Smith introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of the town of North East in Dutchess county" (Int. No. 322), which was read the first time and referred to the committee on fisheries and game.

Mr. S. W. Smith introduced a bill entitled "An act to amend section 1391 of the Code of Civil Procedure, in relation to exemption from execution" (Int. No. 323), which was read the first time and referred to the committee on codes.

Mr. Vacheron introduced a bill entitled "An act to amend chapter 564 of the Laws of 1898, entitled 'An act in relation to unpaid taxes, water rates and rents, in that part of the city of New York, constituting the city of Long Island City prior to January 1, 1898, as amended by chapter 621 of the Laws of 1900, in relation to unpaid taxes in that part of the city of New York, constituting the city of Long Island City, and the towns of Flushing, Jamaica, Newtown, and a part of the town of Hempstead, and any school district or incorporated village therein prior to the first day of January, 1898'" (Int. No. 324), which was read the first time and referred to the committee on internal affairs.

Mr. Mansfield introduced a bill entitled "An act to confer upon the Hudson River Water Power Company the power to acquire rights of way in Saratoga, Schenectady and Warren counties in

certain instances" (Int. No. 325), which was read the first time and referred to the committee on the judiciary.

Mr. McKeown introduced a bill entitled "An act to authorize and empower the city of New York to lay water mains, pipes and hydrants in the streets, avenues and public places in the city of New York, for supplying the inhabitants thereof with water" (Int. No. 326), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 633 of the Laws of 1895, entitled 'An act to regulate and determine the procedure in actions and proceedings relating to the title to or possession of goods, wares and merchandise on storage in warehouse,' in relation to storage warehouses" (Int. No. 327), which was read the first time and referred to the committee on general laws.

By unanimous consent,

Mr. Seymour introduced a bill entitled "An act for the reincorporation of the New York African Society for Mutual Relief" (Int. No. 328), which was read the first time.

On motion of Mr. Seymour, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on the judiciary.

Also, in connection therewith, presented a petition of officers and members of said New York African Society for Mutual Relief, which was referred to the committee on the judiciary.

By unanimous consent,

Mr. Costello introduced a bill entitled "An act to legalize the sale of bonds by the village of Lacona, county of Oswego, and to permit the issue of such bonds in accordance with the terms of such sales" (Int. No. 329), which was read the first time.

On motion of Mr. Costello, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Harburger introduced a bill entitled "An act to prohibit the demanding of deposits by gas companies" (Int. No. 330), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Thomas D. Lewis introduced a bill entitled "An act to reappropriate money for repairing armory at Oswego, as provided

by chapter 569 of the Laws of 1899" (Int. No. 331), which was read the first time and referred to the committee on ways and means.

Mr. Egan introduced a bill entitled "An act in relation to building masons and bricklayers in cities having a population of 800,000 inhabitants or over" (Int. No. 332), which was read the first time and referred to the committee on affairs of cities.

Mr. Ellis introduced a bill entitled "An act to amend the Public Health Law and the acts amendatory thereof, relative to the practice of veterinary medicine" (Int. No. 333), which was read the first time and referred to the committee on public health.

Mr. Speaker presented the annual report of the New York State Soldiers and Sailors Home; which was laid upon the table and ordered printed.

(See Document.)

Leaves of absence were granted as follows: Mr. Kaiser, indefinitely; Mr. Ulman, indefinitely; Mr. Plank, indefinitely.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 73), entitled "An act to amend the Greater New York charter, pertaining to the distribution of moneys collected on account of taxation of foreign fire insurance companies in the city of New York" (Int. No. 73), reported the same, with the following recommendations:

Page 1, lines 2 and 3, strike out the words "the Greater New York charter" and insert in lieu thereof the following: "An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill introduced by Mr. Coughtry (Int. No. 14), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith, against the State, for damages alleged to have been sustained by her, and

to render judgment therefor" (No. 14), reported the same, without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill introduced by Mr. Fowler, Int. No. 200, entitled "An act to amend the Village Law, in relation to the number of trustees in a village of the fourth class" (No. 200), reported the same, with the following recommendations:

Page 1, line 3, after the word "chapter" strike out the word "twenty" and insert the words "twenty-one" in lieu thereof.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

The bill (No. 184) entitled "An act to amend subdivision 2 of section 76 of chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers'" (Int. No. 184), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McMillan	Ruehl
Adler	Davis	Hammond	McQuade	Salyerds
Ahern	DeGraw	Harburger	Meister	Sanders
Allds	Delaney	Harris	Morgan	Schneider
Allston	Dempsey	Hasenflug	Nye	Seymour
Apgar	Dickey	Hatch	O'Brien	Sherer
Axtell	Dickinson	Hawkins	O'Connell	Smith A R
Babcock	Dooling	Henry	O'Malley	Smith J E
Baker	Doughty	Hitchcock	Orr	Smith J L
Baum	Dusinbery	Holsten	Patton	Smith J T
Bedell	Egan	Honeck	Phillips	Smith S W
Bell	Ellis	Irwin	Phipps	Smith W H

Pennet	Everett	Juengst	Plank	Snyder
Bradley	Fancher	Kaiser	Platt	Stevens
Brill	Fish	Keenan	Poth	Sullivan
Brooks	Fisher	Kelly	Price	Swarts
Bruckner	Fitzgerald	Kelsey	Prince	Thorn
Bryan	Fitzpatrick	Knipp	Rainey	Traub
Burnett	Fordyce	Landon	Remsen	Treat
Burns	Fowler	Leggett	Reynolds	Ulmann
Cadin	Frisbie	Lewis M E	Richter	Vacheron
Conger	Galbraith	Lewis T D	Rider	Van Name
Cooley	Gardiner R	Lynn	Rierdon	Waite
Coons	Gardner C J	Mains	Roberts	Walrath
Costello	Geoghan	Mansfield	Robinson	Weekes
Cotton	Graeff	Marson	Rodenbeck	Wilson H
Coughtry	Griffith	Mathews	Ross	Wilson W H
Daly	Hallock	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 10) entitled "An act to authorize the regents to use a part of the State library appropriation of 1900 for the services of binders and other persons employed in binding books for the State library" (Int. No. 10), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Griffith	McInerney	Ross
Adler	Darrison	Hallock	McMillan	Ruehl
Ahern	Davis	Halpin	McQuade	Salyerds
Allds	DeGraw	Hammond	Meister	Sanders
Allston	Delaney	Hanford	Morgan	Scanlon
Axtell	Dempsey	Harburger	Nye	Schneider
Babcock	Dickey	Harris	O'Brien	Seymour
Baker	Dickinson	Hasenflug	O'Connell	Smith A R
Baum	Doughty	Hatch	O'Malley	Smith J E
Bedell	Duross	Hawkins	Orr	Smith J L
Bell	Dusinbery	Henry	Patton	Smith J T
Bennet	Egan	Hitchcock	Phillips	Smith S W
Blackwell	Ellis	Holsten	Phipps	Smith W H

Bradley	Everett	Irwin	Plank	Snyder
Brill	Fancher	Juengst	Platt	Stevens
Brooks	Fish	Kaiser	Poth	Sullivan
Bruckner	Fisher	Keenan	Price	Swarts
Bryan	Fitzgerald	Kelly	Prince	Swift
Burnett	Fitzpatrick	Kelsey	Rainey	Thorn
Burns	Fordyce	Knipp	Remsen	Treat
Cadin	Fowler	Landon	Reynolds	Ulmann
Conger	Frisbie	Leggett	Richter	Vacheron
Cook	Galbraith	Lewis M E	Rider	Van Name
Cooley	Gardiner R	Lynn	Rierdon	Walrath
Coons	Gardner C J	Mains	Roberts	Weber
Costello	Geoghan	Mansfield	Robinson	Weekes
Cotton	Graeff	Marson	Rodenbeck	Wilson H
Coughtry	Honeck	Mathews	Rogers	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 226) entitled "An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the last wills and testaments of Bradish Johnson, the elder, of Helena J. Parsons, of Effingham L. Johnson, and of Cuthbert S. Johnson, and the persons or corporations or the chamberlain of the city of New York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the real estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the 'estate of Bradish Johnson,' a corporation" (Int. No. 8), was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 227) entitled "An act to amend the Domestic Relations Law, in relation to marriages" (Int. No. 30), was read the second time.

On motion of Mr. Weekes, said bill was placed on the order of third reading.

On motion of Mr. Weekes, and by unanimous consent, said bill was made a special order on third reading for Tuesday next immediately after the reading of the journal.

The bill (No. 267) entitled "An act to establish a public park

in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park" (Int. No. 25), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to change the name of the 'United Evangelical Lutheran Church at Richmondville' to 'St. Paul's Evangelical Lutheran Church of Richmondville, N. Y.'" (No. 179, Int. No. 179.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend chapter 81 of the Laws of 1895, entitled 'An act to authorize the city of Binghamton to borrow money to meet temporary deficiencies in its current fund, and to issue its notes therefor.'" (No. 44, Int. No. 44.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Binghamton.

On motion of Mr. Allds, the House adjourned.

WEDNESDAY, JANUARY 23, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edward P. Johnson.

On motion of Mr. Weekes, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Bell introduced a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,'" in relation to general powers of commissioners as to the management of parks" (Int. No. 334), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 1083 of chapter 378 of the Laws of 1897, being the Greater New York charter, relative to the department of education" (Int. No. 335), which was read the first time and referred to the committee on affairs of cities.

Mr. Burnett introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the compensation of game protectors" (Int. No. 336), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to explosives" (Int. No. 337), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for wild fowls" (Int. No. 338), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to woodcock, grouse and quail" (Int. No. 339), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to provide for fishways in the several dams known as the Oswego, High, Minnetto, Braddock's, Oswego Falls, Fulton and Phoenix dams in the Oswego river, the Oak Orchard dam in the Oneida river and the Baldwinsville dam in the Seneca river and making an appropriation therefor" (Int. No. 340), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to game protectors" (Int. No. 341), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to pollution of streams" (Int. No. 342), which was read the first time and referred to the committee on fisheries and game.

Mr. Coughtry introduced a bill entitled "An act to amend the Town Law relating to the term of office of collector" (Int. No. 343), which was read the first time and referred to the committee on internal affairs.

Mr. Daly introduced a bill entitled "An act to enable the commissioners or commissioner of the police department of the city of New York to rehear and determine the charges against Alphonsus L. Dusseldorf, a policeman of the third grade, for reinstatement, in the said department" (Int. No. 344), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to enable the board of police commissioners or commissioner, or chief of police of the city of New York, to rehear and determine the charges against Thomas B. Dillon, formerly a member of the police department of the city of Brooklyn, and to reinstate him in said department" (Int. No. 345), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against John H. McIntyre, a patrolman in the police department, for reinstatement in said department" (Int. No. 346), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to repeal an act entitled 'An act to regulate and determine the procedure in actions and proceedings relating to the title to, or possession of goods, wares and merchandise on storage and warehouses,' being chapter 633 of the Laws of 1895" (Int. No. 347), which was read the first time and referred to the committee on general laws.

Mr. Dooling introduced a bill entitled "An act to amend the Code of Civil Procedure so as to allow infant plaintiffs to sue without rendering their guardian ad litem liable for costs and without requiring such infants to give security for costs" (Int. No. 348), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend section 3208 of the code of Civil Procedure, relative to the service of summons and complaint, and proof of service" (Int. No. 349), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to afford the same facilities to passengers for the transportation of bicycles by steamboats as is afforded by railroads" (Int. No. 350), which was read the first

time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to amend the Railroad Law in relation to the issue of tickets to passengers by street railroad corporations in cases of prolonged stoppage or blockade" (Int. No. 351), which was read the first time and referred to the committee on railroads.

Mr. Ellis introduced a bill, entitled "An act to amend the Railroad Law, in relation to the obstruction of grade crossings" (Int. No. 352), which was read the first time and referred to the committee on railroads.

Mr. Galbraith introduced a bill entitled "An act making an appropriation for the purpose of carrying into effect chapter 654 of the Laws of 1899, entitled 'An act to provide for the payment by the State of the salaries of all employees of a State department who enlisted as volunteers in the United States service for the war with Spain, during such service'" (Int. No. 353), which was read the first time and referred to the committee on railroads.

Mr. R. Gardiner introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Co., against the State for damages alleged to have been sustained by the said S. F. Hess & Co. and to render judgment therefor" (Int. No. 354), which was read the first time and referred to the committee on claims.

Mr. Graeff introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the taking of fawns" (Int. No. 355), which was read the first time and referred to the committee on fisheries and game.

Mr. Harburger introduced a bill entitled "An act to amend the Transportation Corporations Law, so far as the same relates to the rent or remuneration due for the supply of gas or electric light" (Int. No. 356), which was read the first time and referred to the committee on electricity, gas and water.

Mr. Harris introduced a bill entitled "An act to amend the County Law, constituting chapter 18 of the general laws, relating to salaries of the county judge and surrogate of Fulton county" (Int. No. 357), which was read the first time and referred to the committee on internal affairs.

Mr. Keenan introduced a bill entitled "An act to reduce the

ferriage on the ferry known as the Long Island Railroad ferry, plying between the foot of East Thirty-fourth street, in the borough of Manhattan, and Borden avenue, in the first ward of the borough of Queens, and to establish a rate of ferriage thereon " (Int. No. 358), which was read the first time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to provide for the submission of the question of the separation of certain territory now in the city of New York, under a single municipal administration to be known as the city of Queens, to a vote of the people " (Int. No. 359), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to reduce the ferriage on the ferry known as the New York and East River ferry, plying between the foot of East Ninety-second street, in the borough of Manhattan, and Fulton street, in the first ward of the borough of Queens, and to establish a rate of ferriage thereon " (Int. No. 360), which was read the first time and referred to the committee on commerce and navigation.

Mr. M. E. Lewis introduced a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class in relation to the park commissioners " (Int. No. 361), which was read the first time and referred to the committee on affairs of cities.

Mr. Marson introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to hounding deer " (Int. No. 362), which was read the first time and referred to the committee on fisheries and game.

Mr. Nye introduced a bill entitled "An act to authorize the commissioners of Watkins Glen Reservation to purchase certain lands in the town of Dix, in the county of Schuyler, for a State park or reservation, and making an appropriation therefor " (Int. No. 363), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to authorize the town of Orange, in the county of Schuyler, to reimburse and pay Robert Bell for moneys loaned by him to said town to defray the poor expenses of said town " (Int. No. 364), which was read the first time and referred to the committee on internal affairs.

Mr. O'Connell introduced a bill entitled "An act to regulate the fares for foot passengers on the ferry operated between Ninety-second street, New York, and Astoria, Long Island City" (Int. No. 365), which was read the first time and referred to the committee on commerce and navigation.

Mr. O'Malley introduced a bill entitled "An act to amend chapter 174 of the Laws of 1898, entitled 'An act to amend chapter 365 of the Laws of 1862,' entitled An act to authorize the discharge of mortgages of record in certain cases, as amended by chapter 326 of the Laws of 1884, relative to the matters required to be alleged in the petition" (Int. No. 366), which was read the first time and referred to the committee on the judiciary.

Mr. Remsen introduced a bill entitled "An act to relieve the property shown on map of South Midwood, in the Twenty-ninth (29th) and Thirty-second (32d) wards of the borough of Brooklyn, city of New York, from assessment for continuation of Avenue F trunk sewer, and providing for assessment of the cost thereof" (Int. No. 367), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 46 of the Laws of 1873, passed March 5, 1873, and entitled 'An act to provide for the laying out, improvement and preservation of burial grounds in the several towns of this State'" (Int. No. 368), which was read the first time and referred to the committee on general laws.

Mr. Phipps introduced a bill entitled "An act to reappropriate money for the erection of a State armory in the village of Medina, Orleans county, as provided by chapter 503 of the Laws of 1899" (Int. No. 369), which was read the first time and referred to the committee on ways and means.

Mr. Platt introduced a bill entitled "An act to authorize the building of an extension of a dyke for the protection of property adjacent to the Chemung river in the town of Corning, in the county of Steuben, and making an appropriation therefor" (Int. No. 370), which was read the first time and referred to the committee on ways and means.

Mr. Ruehl introduced a bill entitled "An act to legalize the proceedings of the city of Buffalo had or taken for the purpose of paving a part of Bailey avenue in said city" (Int. No. 371), which

was read the first time and referred to the committee on affairs of cities.

Mr. Stevens introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the taking of wild moose, elk, caribou or antelope" (Int. No. 372), which was read the first time and referred to the committee on fisheries and game.

Mr. Allston introduced a bill entitled "An act to extend the time of the Little Falls, Van Hornesville and Otsego Lake Narrow Gauge Railroad Company to begin the construction of its road and expend thereon ten per cent. of the amount of its capital and finish and put the same in operation" (Int. No. 373), which was read the first time and referred to the committee on railroads.

Mr. Bell introduced a bill entitled "An act to fix the compensation of the recorder, city judge and judges of the Court of General Sessions of the city and county of New York" (Int. No. 374), which was read the first time and referred to the committee on affairs of cities.

Mr. Burnett introduced a bill entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva generally'" (Int. No. 375), which was read the first time and referred to the committee on affairs of cities.

Mr. Marson introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to close season for woodcock" (Int. No. 376), which was read the first time and referred to the committee on fisheries and game.

Mr. Keenan introduced a bill entitled "An act to amend chapter 752 of the Laws of 1900, entitled 'An act to authorize the New York Connecting Railroad Company to construct its bridge across the East river, at an elevation of 135 feet above mean high water, and fix the time of commencement and completion of the same'" (Int. No. 377), which was read the first time and referred to the committee on railroads.

Mr. Doughty introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to Mongolian and English pheasants" (Int. No. 378), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Highway Law, in

relation to county roads in counties adjoining a city of the first class" (Int. No. 379), which was read the first time and referred to the committee on internal affairs.

Mr. Fish introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to the sale of corporate franchises and property" (Int. No. 380), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend the Insanity Law, relative to the appointment, qualifications, terms of office and salaries of commissioners" (Int. No. 381), which was read the first time and referred to the committee on the judiciary.

Mr. Knipp introduced a bill entitled "An act to amend section 83 of chapter 394, entitled 'An act in relation to the public lands, constituting chapter 11 of the general laws,' relating to mining" (Int. No. 382), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to provide for the serial publication without expense to the State of the statutes of the State, and of the decisions of certain courts as soon as handed down, and repealing chapter 387 of the Laws of 1894" (Int. No. 383), which was read the first time and referred to the committee on the judiciary.

Mr. Rogers introduced a bill entitled "An act to incorporate the Milanville Bridge Company and authorizing it to construct, maintain and operate a bridge over the Delaware river" (Int. No. 384), which was read the first time and referred to the committee on ways and means.

Mr. Schneider introduced a bill entitled "An act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof'" (Int. No. 385), which was read the first time and referred to the committee on the judiciary.

Mr. Bennett introduced a bill entitled "An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants,' relative to exemption from examination" (Int. No. 386), which was read the first time and referred to the committee on general laws.

Also, a bill entitled "An act providing that the police commissioners of the city of New York may, in their discretion, reap-

point David Heilferty, an ex-policeman of the city of New York, who resigned from said police department January 26, 1887 " (Int. No. 387), which was read the first time and referred to the committee on affairs of cities.

Mr. Fowler introduced a bill entitled " An act to amend the County Law, by authorizing the board of supervisors to make the office of sheriff a salaried office " (Int. No. 388), which was read the first time and referred to the committee on internal affairs.

Mr. Doughty introduced a bill entitled " An act to legalize certain acts of the board of education of Union Free School District No. 9, of the town of Oyster Bay, in the county of Nassau, and of the voters of said school district, in relation to the levy of a tax, payable in installments, and to the issuing and sale of bonds of said school district, for the furnishing and completion of a new schoolhouse therein " (Int. No. 389), which was read the first time and referred to the committee on public education.

Mr. Leggett introduced a bill entitled " An act to amend chapter 143 of the Laws of 1982, entitled ' An act to incorporate the city of Niagara Falls,' and the acts amendatory thereof and supplemental thereto, by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, and otherwise ' " (Int. No. 390), which was read the first time and referred to the committee on affairs of cities.

Mr. Andrew R. Smith introduced a bill entitled " An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego Lake " (Int. No. 391), which was read the first time and referred to the committee on fisheries and game.

Mr. Baker introduced a bill entitled " An act to provide for the completion of repairs and improvements to the Skaneateles feeder of the Erie canal and making an appropriation therefor " (Int. No. 392), which was read the first time and referred to the committee on ways and means.

Mr. Hatch introduced a bill entitled " An act to amend the Tax Law, relative to appeals to the State Board of Tax Commissioners from assessments made by boards of taxes and assessments " (Int. No. 393), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Mains introduced a bill entitled " An act for the relief of the Roman Catholic Church of the Sacred Heart, of the city of

Mount Vernon, New York, a religious corporation" (Int. No. 394), which was read the first time and referred to the committee on taxation and retrenchment.

Also, a bill entitled "An act for the relief of the Church of the Ascension, of Mount Vernon, New York, a religious corporation" (Int. No. 395), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. O'Connell introduced a bill entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property and to forbid certain laws of money, property or credit'" (Int. No. 396), which was read the first time and referred to the committee on the judiciary.

Mr. Allds introduced a bill entitled "An act making an appropriation for paying interest on the canal debt" (Int. No. 397), which was read the first time and referred to the committee on ways and means.

Mr. Bryan introduced a bill entitled "An act to reappropriate the unexpended balance of the appropriation for improvements of the Erie, the Champlain and the Oswego canals" (Int. No. 398), which was read the first time and referred to the committee on ways and means.

Mr. Apgar introduced a bill entitled "An act making appropriation for the maintenance of the New York State Reformatory for Women, Bedford" (Int. No. 399), which was read the first time and referred to the committee on ways and means.

Mr. Adams introduced a bill entitled "An act to facilitate travel upon and limit the fares of railroads in the city of New York, operating in the borough of Brooklyn" (Int. No. 400), which was read the first time and referred to the committee on railroads.

Mr. Sanders introduced a bill entitled "An act to repeal paragraphs 14 and 17 of section 4 of chapter 24 of the general laws in relation to taxation of savings banks and insurance companies" (Int. No. 401), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent,

Mr. McInerney introduced a bill entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Andrew A. Sullivan,

a policeman on probation, for reinstatement in said department " (Int. No. 402), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Ross introduced a bill entitled "An act to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for public purposes for said city" (Int. No. 403), which was read the first time and referred to the committee on affairs of cities.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. H. Wilson (Int. No. 61), entitled "An act giving authority to the commissioners of the land office to grant and convey to the United States of America, certain lands under water in the harbor of New York at Governor's island, and to cede jurisdiction to the United States over said lands under water" (No. 61), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading, and referred to the committee on revision.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. O'Connell (Int. No. 182), entitled "An act to amend section 32 of chapter 909 of the Laws of 1896, entitled 'An act in relation to the elections,' constituting chapter 6 of the general laws" (No. 182), reported the same with the following amendment, and request that said bill be recommitted to said committee:

Page 3, line 1, after the word "citizen" strike out the rest of line, and lines 2 and 3 to the word "in," and insert the words "in the twelfth column the fact if he be a naturalized citizen and the country, State or province of his nativity."

R. J. FISH,
Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Higgins (Rec. No. 2) entitled "An act to amend chapter 478 of the Laws of 1893, entitled 'An act to incorporate the city of Olean,' and the acts

amendatory thereof" (No. 87), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Fisher, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Fisher, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 144 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McMillan	Ruehl
Adler	Darrison	Hanford	McQuade	Salyerds
Ahern	Davis	Harburger	Meister	Sanders
Allds	DeGraw	Harris	Morgan	Scanlon
Allston	Delaney	Hasenflug	Nye	Schneider
Apgar	Dempsey	Hatch	O'Brien	Seymour
Axtell	Dickey	Hawkins	O'Connell	Sherer
Babcock	Dickinson	Henry	O'Malley	Smith A R
Baker	Dooling	Holsten	Orr	Smith J E
Baum	Doughty	Honeck	Patton	Smith J L
Bedell	Duross	Hyman	Phillips	Smith J T
Bell	Dusinbery	Irwin	Phipps	Smith S W
Bennet	Egan	Juengst	Plank	Smith W H
Blackwell	Ellis	Kaiser	Platt	Snyder
Bradley	Everett	Keenan	Poth	Stevens
Brill	Fancher	Kelly	Price	Sullivan
Brooks	Fish	Kelsey	Prince	Swarts
Bruckner	Fisher	Knipp	Rainey	Swift
Bryan	Fitzgerald	Landon	Reilley	Thorn
Burnett	Fitzpatrick	Leggett	Remsen	Traub
Burns	Fordyce	Lewis M E	Reynolds	Treat
Cadin	Fowler	Lewis T D	Richter	Ulmann
Conger	Frisbie	Lynn	Rider	Van Name
Cook	Galbraith	Mains	Rierdon	Waite
Cooley	Griffith	Mansfield	Roberts	Weekes

Coons	Gardiner R	Marson	Robinson	Wilson H
Costello	Gardner C J	Mathews	Rodenbeck	Wilson W H
Cotton	Geoghan	McInerney	Rogers	
Coughtry	Graeff	McKeown	Ross	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan (Int. No. 100) entitled "An act to amend chapter 485 of the Laws of 1883, and the acts amendatory thereof, relative to the issuing of bonds by the common council of the city of Schenectady" (No. 100), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order or second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey (Int. No. 24) entitled "An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in the said city" (No. 24), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen (Int. No. 242) entitled "An act to provide for the payment of the claim of Kingsley Lloyd for services rendered to the board of education of the city of New York" (No. 242), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen (Int. No. 195) entitled "An act in relation to Bedford avenue, in the borough of Brooklyn, in the city of New York" (No. 195), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan, Int. No. 107, entitled "An act to amend an act entitled 'An act to organize a

fire department and board of fire in and for the city of Schenectady,' passed May 12, 1899" (No. 107), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. M. E. Lewis, Int. No. 260, entitled "An act to further amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city'" (No. 260), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. DeGraw, Int. No. 48, entitled "An act to amend chapter 652 of the Laws of 1899, entitled 'An act relative to the new East river bridge, authorized to be constructed by chapter 789 of the Laws of 1895, entitled An act to authorize the construction of a bridge over the East river between the cities of New York and Brooklyn'" (No. 48), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Adams, Int. No. 114, entitled "An act to settle, adjust and validate an assessment for certain expenses incurred by the city of Brooklyn and the city of New York, in reference to the Jamaica and Brooklyn plankroad" (No. 114), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Knipp, Int. No. 51, entitled "An act to authorize the common council of the city of Elmira to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river, in the city of Elmira" (No. 51), reported in favor of the passage of the same

without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Knipp, Int. No. 185, entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police" (No. 173), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McKeown, Int. No. 126, entitled "An act to amend section 3 of chapter 772 of the Laws of 1896, entitled 'An act in relation to the office of the district attorney of the county of Kings providing for the election of district attorney and the appointment of clerks, stenographers and county detectives for said office'" (No. 126), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Rogers, Int. No. 243, entitled "An act to repeal chapter 183 of the Laws of 1899, entitled 'An act to authorize the city of Binghamton to contract for the collection and disposal of the garbage of said city, and to pay the expense thereof,' and authorizing the transfer of the garbage collection fund of said city to the health fund" (No. 243), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Holsten, Int. No. 75, entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens and to provide for the government thereof,' in relation to the municipal court of the city of New York, in the borough of Brooklyn" (No. 75), reported

in favor of the passage of the same, with the following amendment:

Page 2, line 11, strike out the word "immediately" and insert the words "September first."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McQuade, Int. No. 12, entitled "An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' as amended by section 2 of chapter 330 of the Laws of 1899. The subject-matter of the proposed amendment is to increase the compensation of police in the city of Utica, N. Y., from \$60 per month to \$75 per month" (No. 12), reported in favor of the passage of the same, with the following amendments:

Page 2, lines 5 and 6, strike out the underscored words and insert in place thereof the following, underscored: "the following compensation:

"Of the first grade seventy-five dollars per month. Of the second grade seventy dollars per month. Of the third grade sixty-five dollars per month. Of the fourth grade sixty dollars per month.

"All policemen who have served for three years shall be in the first grade.

"All policemen who have served for two years shall be in the second grade.

"All policemen who have served for one year shall be in the third grade.

"All newly appointed policemen shall be in the fourth grade."

Amend the title by striking out lines 6, 7 and 8 and inserting in place thereof the words "relating to the classification and compensation of policemen."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Bedell, Int. No. 41, enti-

tled "An act to legalize the bonds of union free school district No. 12 of the town of Warwick, in the county of Orange, dated January 1, 1901, issued for the payment of a site, and the erection of a new schoolhouse in said district, and to provide for the payment of said bonds and the interest thereon" (No. 41), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading, and referred to the committee on revision.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Darrison, Int. No. 186, entitled "An act to authorize the purchase of a site for, and the erection thereon of, a town-house in and for the town of Wheatfield, in Niagara county, N. Y., with certain moneys belonging to said town" (No. 174), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Swift, Int. No. 90, entitled "An act to amend the Highway Law, relating to the removal of stone from highways" (No. 90), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Schneider, Int. No. 4, entitled "An act providing for the payment of county officers and employes of the county of Erie" (No. 4), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Ahern, Int. No. 67, entitled "An act to amend section 3 of chapter 594 of the Laws of 1899, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plank roads and bridges'" (No. 67), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill, Int. No. 46, introduced by Mr. Costello, entitled "An act to create the office of Commissioner of Labor, and abolishing the offices of Commissioner of Labor Statistics and Factory Inspector and the State Board of Mediation and Arbitration" (No. 46), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, before the word "office," first occurring, insert the words "Department of labor and." Begin the word "Office," first occurring, with a small letter.

Same page, same line, strike out the word "The" and insert the words "A department of labor and the".

Same page, line 2, strike out the word "is" and insert the word "are."

Same page, line 6, change the word "four" to the word "five." Before the word "commissioner" insert the words "successors to such." Strike out the word "thereafter" and insert the words "shall be." After the word "appointed" insert the words "in like manner and."

Same page, line 7, strike out the word "three" and insert the word "four."

Same page, line 8, after the word "shall" insert the words "be the head of such department and."

Page 2, line 8, after the word "shall" insert the words "forthwith upon entering upon the duties of his office."

Same page, line 9, after the word "commissioners" insert the words "of labor."

Same page, line 10, change the word "known" to the word "designated."

Same page, line 11, change the period to a comma, strike out the words "The first deputy commissioner" and insert the words "each of whom."

Same page, line 12, change the comma to a period and strike out the remainder of the sentence.

Same page, line 18, strike out the words "Department of office" and insert the words "Bureaus of department." Strike out the words "office of the commissioner" and insert the words "department."

Same page, line 19, after the word "divided" insert the words "by the commissioner of labor." Strike out the word "department" and insert the word "bureaus."

Same page, line 26, strike out the word "department" and insert the word "bureau."

Page 21, line 21, strike out the word "department" and insert the word "bureau."

Page 3, line 6, strike out the word "department" and insert the word "bureau."

Same page, line 14, strike out the word "departments" and insert the word "bureaus."

Same page, lines 14 and 15, strike out the words "office of commissioner" and insert the word "department."

Amend the title by inserting after the word "create," in line 1, the words "a department of labor and."

T. M. COSTELLO,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Cook, Int. No. 166, entitled "An act to amend section 73, article 4, chapter 20, of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of this State,' constituting chapter 31 of the general laws" (No. 166), reported in favor of the passage of the same, with the following amendments:

Insert after the last word on line 1 the word "trap-nets" and substitute for the second word "trap" on line 2 the word "fyke," and strike out the twelfth word "or" in line 7, and after the word "trap" on line 7 add the words "nets or fyke."

DELOS AXTELL,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. S. W. Smith, Int. No. 120, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State" (No. 120), reported the same with the following amendment, and requested that said bill be recommitted to said committee:

Page 2, line 4, after the words "court of" insert the words "law of."

H. WILSON.
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 226) entitled "An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the last wills and testaments of Bradish Johnson, the elder, of Helena J. Parsons, of Effingham L. Johnson, and of Cuthbert S. Johnson, and the persons or corporations or the chamberlain of the city of New York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the real estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the estate of Bradish Johnson, a corporation'" (Int. No. 8), reported the same with the following recommendations:

Amend the title to read as follows:

"An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the last wills and testaments of Bradish Johnson, the elder, of Helena J. Parsons, of Effingham L. Johnson, and of Cuthbert S. Johnson, and the persons or corporations or the chamberlain of the city of New York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the real estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the estate of Bradish Johnson, a corporation,' relative to the authority of the guardians of Evelyn K. Parsons, et al."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 267), entitled "An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said

village for the improvement of such park " (Int. No. 25), reported the same without recommendation, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following bill:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith against the State for damages alleged to have been sustained by her, and to render judgment therefor." (No. 14, Int. No. 14.)

A message from the Governor, by the hand of his Secretary, was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

ALBANY, *January 23, 1901.*

To the Assembly:

Assembly bill No. 3, entitled "An act to provide for increasing, extending, improving and purifying the water supply of the village of Goshen, in the county of Orange and State of New York." is returned herewith without approval.

The bill authorizes the president and trustees of said village to borrow a sum of money not exceeding \$10,000 for the purpose of increasing, extending, improving and purifying the water supply of said village, and in addition provides that they may borrow not exceeding the sum of \$2,000 in any one year for the purpose of extending the water mains or pipes in said village or for further increasing, extending, improving or purifying said water supply.

Under the provisions of the General Village Law, chapter 414, Laws of 1897, the village authorities have the control and supervision of the water works, and it is made their duty to keep them in repair, but it is also therein provided that they shall not expend for such purposes a sum to exceed \$1,000 in any one year, in villages of the second class, unless expressly authorized by a proposition adopted at a taxpayers' election.

The purpose of the general village law was to provide that whenever it was desired to make extraordinary expenditures of money for village purposes, the taxpayers of the village should have an opportunity to express their opinion upon the same at a special election called for that purpose.

In my judgment this provision is a very proper one, and the practice of applying to the Legislature for special acts relieving villages in certain instances from complying with this provision is one which should not be encouraged. If the work referred to in the proposed act is necessary, and desired by the taxpayers

of the village of Goshen, there will be no difficulty in obtaining a vote authorizing the expenditure specified. If it is not desired by them, the permission should not be given by a special act of the Legislature authorizing it.

For these reasons I think the bill should not receive Executive approval.

B. B. ODELL, JR.

Mr. Bedell moved that said bill, together with said message, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The privileges of the floor were extended to Hon. Joseph A. Guider, of New York.

Mr. M. E. Lewis offered for the consideration of the House a resolution in the words following:

Resolved, That in the death of Victoria, Queen of the United Kingdom of Great Britain and Ireland and Empress of India, has terminated a long, eventful and highly progressive reign. In her domestic life Queen Victoria won the love of all her subjects and the respect of the people of all civilized nations; in her official position her influence has universally been used to promote the best interests of those over whom she has so long reigned. The United States of America has always enjoyed the friendship and good-will of her majesty, and in times of national affliction her sympathy has been promptly extended. Be it further

Resolved, That this Assembly do now adjourn out of respect to her memory.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative by a rising vote.

Whereupon the House, at 11.30 o'clock a. m., adjourned.

THURSDAY, JANUARY 24, 1901.

The House met pursuant to adjournment.

Prayer by Rev. T. Carroll Harwood.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Galbraith introduced a bill entitled "An act to amend the Election Law relating to ballots at town meetings on general election day" (Int. No. 404), which was read the first time and referred to the committee on the judiciary.

Mr. O'Malley introduced a bill entitled "An act to authorize and empower the board of public works and common council of the city of Buffalo to audit, adjust and pay the claim of Anthony C. Douglass for the actual value of all work performed and materials furnished by him in and about the construction of the tunnel, from the pumping station of Buffalo city water works to the inlet pier, and the extension of such pier in said city" (Int. No. 405), which was read the first time and referred to the committee on affairs of cities.

Mr. Phipps introduced a bill entitled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws,' relative to small fruit packages, and to repeal chapter 509 of the Laws of 1899" (Int. No. 406), which was read the first time and referred to the committee on agriculture.

Mr. Prince introduced a bill entitled "An act to amend the Code of Civil Procedure, relative to the enforcement of judgments in favor of journeymen laborers and other wage earners" (Int. No. 407), which was read the first time and referred to the committee on codes.

Mr. Remsen introduced a bill entitled "An act relating to certain assessments for the grading and paving of Sea Breeze avenue, in the former town of Gravesend, in the county of Kings" (Int. No. 408), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Transportation Corporations Law, in relation to the capital stock of corporations

organized to navigate the canals " (Int. No. 409), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled " An act to enable the police commissioners of the city of New York to reinstate Robert H. Quinn, and to require such reinstatement " (Int. No. 410), which was read the first time and referred to the committee on affairs of cities.

Mr. Rogers introduced a bill entitled " An act to amend chapter 214 of the Laws of 1888, entitled ' An act to revise the charter of the city of Binghamton,' and the several acts amendatory thereof " (Int. No. 411), which was read the first time and referred to the committee on affairs of cities.

Mr. W. H. Smith introduced a bill entitled " An act to enable the police commissioners of the city of New York to rehear and determine the charges against Patrick M. McCarthy, a policeman, for reinstatement in said department " (Int. No. 412), which was read the first time and referred to the committee on affairs of cities.

Mr. Walroth introduced a bill entitled " An act providing for the construction of a steel bridge over the Otsquago creek on State lands adjacent to the Erie canal aqueduct No. 11, in the town of Minden, Montgomery county, and the necessary repairs to the existing abutments and approaches thereto, and making an appropriation therefor " (Int. No. 413), which was read the first time and referred to the committee on ways and means.

Mr. Weekes introduced a bill entitled " An act to amend section 344 of the Penal Code by adding thereto three additional sections to be known as sections 344-a, section 344-b, and section 344-c, relative to the prevention of policy playing " (Int. No. 414), which was read the first time and referred to the committee on codes.

Mr. Adler introduced a bill entitled " An act to amend the Public Health Law, and the acts amendatory thereof, in relation to the practice of dentistry " (Int. No. 415), which was read the first time and referred to the committee on public health.

Also, a bill entitled " An act authorizing and empowering the regents of the State of New York to admit to practice physicians heretofore admitted by State examining boards, in other States of the United States " (Int. No. 416), which was read the first time and referred to the committee on general laws.

Mr. R. Gardiner introduced a bill entitled "An act to authorize the construction of a wrought-iron or steel lift bridge over the Erie canal on Plymouth avenue in the city of Rochester" (Int. No. 417), which was read the first time and referred to the committee on ways and means.

Mr. McMillan introduced a bill entitled "An act to fix the terms of office of supervisors for the towns of Niskayuna, Glenville, Potterdam, Princetown and Duanesburg, in the county of Schenectady, to be hereafter elected" (Int. No. 418), which was read the first time and referred to the committee on internal affairs.

Mr. Cooley introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the cultivation of shell fish in the county of Westchester" (Int. No. 419), which was read the first time and referred to the committee on fisheries and game.

Mr. Hammond introduced a bill entitled "An act to amend the Election Law, relative to duties of county board of canvassers" (Int. No. 420), which was read the first time and referred to the committee on the judiciary.

Mr. O'Connell introduced a bill entitled "An act to amend the Penal Code of the State of New York" (Int. No. 421), which was read the first time and referred to the committee on codes.

Mr. Juengst introduced a bill entitled "An act to regulate the sale and use of air and spring guns in the cities of this State" (Int. No. 422), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to provide for a reduced rate of fare for school children on all railroads in the cities of the first class" (Int. No. 423), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act providing for a tax on certain public vehicles and conveyances, and prescribing a method for its collection" (Int. No. 424), which was read the first time and referred to the committee on railroads.

Mr. Mains introduced a bill entitled "An act to prevent disturbance of religious camp meetings" (Int. No. 425), which was read the first time and referred to the committee on charitable and religious societies.

Also, a bill entitled "An act to amend chapter 888 of the Laws

of 1869, entitled 'An act to amend title 16, chapter 8, part 3. of the revised statutes, relative to proceedings for drainage of swamps, marshes and other low or wet lands, and for drainage thereof and supplementary thereto' (Int. No. 426), which was read the first time and referred to the committee on general laws.

Mr. Platt introduced a bill entitled "An act making an appropriation for the completion, construction, improvements to grounds, and repair of certain buildings of the New York State Soldiers' and Sailors' Home at Bath" (Int. No. 427), which was read the first time and referred to the committee on ways and means.

Mr. Dempsey introduced a bill entitled "An act to regulate fares for passengers on street railways and elevated railways in the city of New York, and on ferries in the city of New York, and on ferries between the city of New York and the State of New Jersey, during the hours traveled by workers to and from their work" (Int. No. 428), which was read the first time and referred to the committee on railroads.

Mr. Coughtry introduced a bill entitled "An act to amend the Poor Law, relative to the maintenance of State poor" (Int. No. 429), which was read the first time and referred to the committee on internal affairs.

Mr. Allston introduced a bill entitled "An act to confirm, ratify and legalize certain assessments for local improvement in the city of Little Falls, known as grading of Whited street in said city" (Int. No. 430), which was read the first time.

On motion of Mr. Allston, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Also, a bill entitled "An act to confirm, ratify and legalize certain assessments for the construction of sewers and adjuncts thereto as local improvements in certain streets and avenues, and portions thereof in the city of Little Falls" (Int. No. 431), which was read the first time.

On motion of Mr. Allston, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Mr. Hanford introduced a bill entitled "An act to amend the Highway Law, relating to the appointment of overseers of high-

ways" (Int. No. 432), which was read the first time and referred to the committee on internal affairs.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Price (Int. No. 127) entitled "An act to amend the Forest, Fish and Game Law, in relation to the protection of wild moose elk, caribou and antelope, and also providing for restocking the Adirondack region with wild moose, and making an appropriation therefor" (No. 127), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 16, enclose the words "wild moose" in brackets.

Same page, line 18, after the semi-colon insert the words "for each wild moose or part of such animal taken or possessed in violation of any provision of said sections, an additional penalty of two hundred and fifty dollars."

Page 3, line 3, after the word "three" insert the word "months."

Same line, same page, strike out the words "six months" and insert the words "one year."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Fancher (Int. No. 2) entitled "An act to amend the Agricultural Law relative to diseases of domestic animals; to repeal article 4 of the Public Health Law and incorporate in its stead certain provisions of the Agricultural Law relating to the public health, and making an appropriation to carry out the provisions of this act" (No. 2), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Bryan (Int. No. 264) entitled "An act to provide for the support and maintenance of the several State prisons" (No. 278), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Bruckner (Int. No. 208) entitled "An act to release to Franciska Stierle (formerly Fran-

ciska Braun) all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx, in the county of New York, acquired by escheat or otherwise upon the death of Conrad Braun, deceased" (No. 208), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Kelsey (Int. No. 205) entitled "An act to amend chapter 220 of the Laws of 1895, entitled 'An act to enable veterans to participate in the exercises of Memorial day'" (No. 186), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds (Int. No. 170) entitled "An act to amend chapter 1026 of the Laws of 1895, entitled 'An act to provide for the appointment of a State commission of prisons, and defining its duties and powers,' relative to the membership of such commission" (No. 170), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Burnett (Int. No. 153) entitled "An act to legalize, validate and confirm certain deeds of conveyance arising out of tax sales heretofore made by the treasurer of Ontario county" (No. 153), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. S. W. Smith (Int. No. 53) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages' constituting chapter 21 of the general laws, in relation to the establishment of dumping grounds" (No. 268), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which

was referred the bill introduced by Mr. Apgar (Int. No. 6) entitled "An act creating the office of police justice in the village of Peekskill, in the county of Westchester" (No. 6), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Cook (Int. No. 222) entitled "An act to legalize, ratify and confirm certain bonds of the village of East Aurora, issued in pursuance of a special election held on the 12th day of June, 1899, for the paving of Main street of said village" (No. 222), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading..

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Darrison (Int. No. 47) entitled "An act to amend section 3 of chapter 226 of the Laws of 1840, entitled 'An act for the incorporation of a cemetery association in the village of Lockport,' as amended by chapter 4 of the Laws of 1895" (No. 47), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act giving authority to the commissioners of the land office to grant and convey to the United States of America, certain lands under water in the harbor of New York at Governor's island, and to cede jurisdiction to the United States over said lands under water." (Int. No. 61, No. 61.)

"An act to legalize the of union free school district No. 12 of the town of Warwick, in the county of Orange, dated January 1, 1901, issued for the payment of a site, and the erection of a new school-house in said district, and to provide for the payment of said bonds and interest thereon." (Int. No. 41, No. 41.)

"An act to authorize the purchase of a site for, and the erection thereon of a town-house and for the town of Wheatfield in Niagara county, New York, with certain moneys belonging to said town." (Int. No. 186, No. 174.)

Ordered, That said bills be engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the bills entitled as follows:

"An act to amend chapter 686 of the Laws of 1894, as amended by chapter 104 of the Laws of 1900, entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau.'" (No. 265, Int. No. 58.)

"An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens.'" (No. 266, Int. No. 132.)

"An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park." (No. 267, Int. No. 25.)

The bill (No. 14) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith against the State for damages alleged to have been sustained by her, and to render judgment therefor" (Int. No. 14), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Harburger	Meister	Sanders
Adler	DeGraw	Harris	Morgan	Scanlon
Allds	Delaney	Hasenflug	Nye	Schneider
Allston	Dempsey	Hatch	O'Brien	Seymour
Apgar	Dickey	Hawkins	O'Connell	Sherer
Axtell	Dickinson	Henry	O'Malley	Smith A R
Baker	Dooling	Hitchcock	Orr	Smith J E

Baum	Doughty	Holsten	Patton	Smith J L
Bell	Dusinbery	Hyman	Phillips	Smith S W
Bennet	Ellis	Irwin	Phipps	Snyder
Bradley	Everett	Keenan	Plank	Stevens
Brill	Fancher	Kelly	Poth	Sullivan
Brooks	Fish	Kelsey	Prince	Swarts
Bruckner	Fisher	Landon	Rainey	Swift
Bryan	Fordyce	Leggett	Remsen	Traub
Burnett	Frisbie	Lewis M E	Richter	Treat
Burns	Gardiner R	Lewis T D	Rider	Ulmann
Cadin	Gardner C J	Lynn	Roberts	Vacheron
Conger	Geoghan	Mansfield	Robinson	Waite
Cook	Graeff	Marson	Rodenbeck	Walrath
Cooley	Griffith	Mathews	Rogers	Weber
Costello	Hallock	McInerney	Ross	Weekes
Cotton	Halpin	McKeown	Ruehl	Wilson W H
Daly	Hammond	McMillan	Salyerds	Speaker
Darrison	Hanford	McQuade		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 114) entitled "An act to settle, adjust and validate an assessment for certain expenses incurred by the city of Brooklyn and the city of New York in reference to the Jamaica and Brooklyn plank road" (Int. No. 114), was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 51) entitled "An act to authorize the common council of the city of Elmira to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river, in the city of Elmira" (Int. 51), was read the second time.

On motion of Mr. Knipp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 173) entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police" (Int. No. 185), was read the second time.

On motion of Mr. Knipp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 126) entitled "An act to amend section 3 of chapter 772 of the Laws of 1896, entitled 'An act in relation to the office of the district attorney of the county of Kings providing for the election of district attorney and the appointment of clerks, stenographers and county detectives for said office'" (Int. No. 126), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 243) entitled "An act to repeal chapter 183 of the Laws of 1899, entitled 'An act to authorize the city of Binghamton to contract for the collection and disposal of the garbage of said city, and to pay the expense thereof,' and authorizing the transfer of the garbage collection fund of said city to the health fund" (Int. No. 243), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 48) entitled "An act to amend chapter 652 of the Laws of 1899, entitled 'An act relative to the new East river bridge, authorized to be constructed by chapter 789 of the Laws of 1895, entitled An act to authorize the construction of a bridge over the East river between the cities of New York and Brooklyn'" (Int. No. 48), was read the second time.

In motion of Mr. McGraw, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 260) entitled "An act to further amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city'" (Int. No. 260), was read the second time.

In motion of Mr. M. E. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 107) entitled "An act to amend an act entitled 'An act to organize a fire department and board of fire commissioners in and for the city of Schenectady,' passed May 12, 1899" was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 100) entitled "An act to amend chapter 485 of

the Laws of 1893, and the acts amendatory thereof, relative to the issuing of bonds by the common council of the city of Schenectady" (Int. No. 100), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 24) entitled "An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in the said city" (Int. No. 24), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 195) entitled "An act in relation to Bedford avenue in the borough of Brooklyn in the city of New York" (Int. No. 195), having been announced for a second reading.

On motion of Mr. McKeown, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

The bill (No. 242) entitled "An act to provide for the payment of the claim of Kingsley Lloyd for services rendered to the board of education of the city of New York" (Int. No. 242), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 90) entitled "An act to amend the Highway Law, relating to the removal of stone from highways" (Int. No. 90), was read the second time.

On motion of Mr. Swift, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 67) entitled "An act to amend section 3 of chapter 594 of the Laws of 1899, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plank roads and bridges'" (Int. No. 67), having been announced for a second reading,

Mr. Coughtry moved to amend as follows:

Page 1, line 4, strike out the word "county" and insert in place thereof the word "counties."

Same page, same line, after the word "Rensselaer" insert the words "and Albany."

Page 2, line 5, strike out the word "county" and insert the word "counties."

Same page, line 6, after the word "Rensselaer" insert the words "and Albany."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Ahearn, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 4) entitled "An act providing for the payment of county officers and employes of the county of Erie" (Int. No. 4), was read the second time.

On motion of Mr. Schneider, said bill was placed on the order of third reading.

On motion of Mr. Schneider, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hanford	Morgan	Sanders
Adler	Delaney	Harris	Nye	Scanlon
Allds	Dempsey	Hasenflug	O'Connell	Seymour
Apgar	Dickinson	Hawkins	O'Malley	Sherer
Axtell	Doughty	Henry	Patton	Smith A R
Baker	Duross	Holsten	Phipps	Smith J E
Bedell	Dusinbery	Hyman	Plank	Smith J T
Bell	Egan	Kaiser	Poth	Smith S W
Bennet	Ellis	Keenan	Prince	Smith W H
Bradley	Everett	Kelly	Rainey	Stevens
Brill	Fancher	Kelsey	Remsen	Sullivan
Brooks	Fish	Knipp	Richter	Swarts
Bryan	Fisher	Landon	Rider	Thorn
Burnett	Fitzgerald	Loggett	Riordan	Trauh

Cadin	Fitzpatrick	Lewis T D	Roberts	Treat
Conger	Fowler	Mains	Robinson	Ulmann
Cooley	Galbraith	Mansfield	Rodenbeck	Vacheron
Coons	Geoghan	Mathews	Rogers	Waite
Cotton	Griffith	McInerney	Ross	Weber
Daly	Hallock	McKeown	Ruehl	Wilson H
Darrison	Hammond	McQuade	Salyerds	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to limit the territory of the village of Hastings-on-Hudson, by exempting from the limits of the said village certain property required for State highways. (No. 33, Int. No. 33.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to authorize the city of Kingston to issue bonds for the purpose of paying bonds issued in aid of the Walkill Valley Railway, falling due February 1, 1901." (No. 45, Int. No. 45.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Kingston.

The Senate sent for concurrence the following entitled bills:

"An act authorizing the village of Fulton to repay certain moneys expended in its behalf (No. 65, Int. No. 4), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Primary Election Law, relative to filling vacancies in nominations" (No. 3, Int. No. 3), which was read the first time and referred to the committee on the affairs of villages.

Leave of absence was granted to Mr. Treat indefinitely.

On motion of Mr. Allds, the House adjourned.

FRIDAY, JANUARY 25, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edwin Forrest Hallenbeck.

On motion of Mr. Kelsey the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the sixth annual report of the Board of

Managers of the Rome State Custodial Asylum; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of Berkshire Industrial Farm, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the New York State Veterinary College, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Cooper Union, which was laid upon the table and ordered printed.

(See Document.)

Mr. Brill introduced a bill entitled "An act to amend the Tax Law, in relation to exemption from taxation of the property of town water companies" (Int. No. 433), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Bryan introduced a bill entitled "An act to amend the Penal Code, relating to the punishment for murder" (Int. No. 434), which was read the first time and referred to the committee on codes.

Mr. Hallock introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to private parks" (Int. No. 435), which was read the first time and referred to the committee on fisheries and game.

Mr. Hitchcock introduced a bill entitled "An act to amend the Village Law, relative to the registration of electors for village elections in certain villages of the first class" (Int. No. 436), which was read the first time and referred to the committee on affairs of villages.

Mr. Juengst introduced a bill entitled "An act to amend the Insurance Law, relating to charges against agents of life insurance companies transacting industrial or prudential insurance on the monthly or weekly plan and its policyholders" (Int. No. 437), which was read the first time and referred to the committee on insurance.

Mr. M. E. Lewis introduced a bill entitled "An act authorizing the constructing of a steel hoist bridge and abutments and approaches thereto over the Erie canal in the village of Fairport,

town of Perinton, and making an appropriation therefor" (Int. No. 438), which was read the first time and referred to the committee on ways and means.

Mr. Morgan introduced a bill entitled "An act to amend section 419 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relative to contracts for work or supplies" (Int. No. 439), which was read the first time and referred to the committee on affairs of cities.

Mr. Plank introduced a bill entitled "An act to amend the Consolidated School Law, relating to the qualifications of school commissioners" (Int. No. 440), which was read the first time and referred to the committee on public education.

Mr. Plank introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to fishing in Black lake, St. Lawrence county" (Int. No. 441), which was read the first time and referred to the committee on fisheries and game.

Mr. Remsen introduced a bill entitled "An act to amend chapter 583, entitled 'An act to revise and combine in a single law all existing and special laws affecting public interest in the city of Brooklyn, as amended by chapter 797, as amended by chapter 583 of the Laws of 1900, relating to the department of parks" (Int. No. 442), which was read the first time and referred to the committee on affairs of cities.

Mr. Ruehl introduced a bill entitled "An act to regulate the occupation of barbers and to provide for sanitary inspection of barber shops" (Int. No. 443), which was read the first time and referred to the committee on public health.

Mr. Stevens introduced a bill entitled "An act to amend the Highway Law, relative to reports of commissioners of highways" (Int. No. 444), which was read the first time and referred to the committee on internal affairs.

Mr. T. P. Sullivan introduced a bill entitled "An act to provide for the election of school directors in the several towns of this State, and to prescribe their powers and duties" (Int. No. 445),

which was read the first time and referred to the committee on public education.

Mr. Sullivan introduced a bill entitled "An act to amend an act, entitled "An act to revise, amend and consolidate the general acts relating to public instruction, known as the Consolidated School Law, relative to teaching physiology, hygiene and narcotics" (Int. No. 446), which was read the first time and referred to the committee on public education.

Mr. Sullivan introduced a bill entitled "An act to amend the Consolidated School Law, relating to the purchase of text-books by boards of education and trustees, and after September 1, 1900, by the State" (Int. No. 447), which was read the first time and referred to the committee on public education.

Mr. Vacheron introduced a bill entitled "An act to amend section 308 of the Code of Criminal Procedure, in relation to court assigning counsel" (Int. No. 448), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to repeal chapter 406 of the Laws of 1899, entitled 'An act to further provide for the collection, in the county of Queens, of a tax under the act relating to taxable transfers of property and the expense thereof'" (Int. No. 449), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. M. E. Lewis introduced a bill entitled "An act to amend the Tax Law, in relation to the taxation of bank shares for State purpose" (Int. No. 450), which was read the first time and referred to the committee on taxation and retrenchment.

Also, a bill entitled "An act to amend the Town Law, in relation to the taxation of trust companies" (Int. No. 451), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. DeGraw introduced a bill entitled "An act to repeal section 41-W. of the Penal Code, relating to the failure to file candidate's statement of election expenses" (Int. No. 452), which was read the first time and referred to the committee on codes.

Mr. Hatch introduced a bill entitled "An act to amend the Tax Law, in relation to exempting laundry corporation from taxation" (Int. No. 453), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Blackwell, Int. No. 111, entitled "An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York" (No. 111), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Mains, Int. No. 122, entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to organize and establish a police department for the city of Yonkers,' and the acts amendatory thereof" (No. 122), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Adams, Int. No. 66, entitled "An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue, in the town of New Lots, in the county of Kings" (No. 66), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Seymour, entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to Valentine M. Collins, compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, pending the preparation of municipal civil service eligible lists for the position of supervisor of truancy in said department" (No. 85), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bedell, Int. No. 303, entitled "An act to amend chapter 535 of the Laws of 1888, entitled 'An act to incorporate the city of Middletown,' relating to the improvement of water works and issuing bonds therefor" (No.

303), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. O'Malley, Int. No. 77, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (No. 77), reported the following substitute bill, and request that said bill be recommended to said committee.

AN ACT to amend chapter one hundred and five of the laws of eighteen hundred and ninety-one, entitled "An act to revise the charter of the city of Buffalo," with relation to the department of public parks.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section two hundred and seventy-one of chapter one hundred and five of the laws of eighteen hundred and ninety one, is hereby amended so as to read as follows:

§271. There shall be a department of public works of which the commissioner of public works shall be the head. The commissioner shall be elected. In case of vacancy in the office of commissioner it shall be filled by appointment by the mayor until and including the thirty-first day of December after the next general or municipal election, at which election a commissioner shall be elected to fill the unexpired term. On the first day of January after the passage of this act the terms of office of the two commissioners of public works required by this act to be appointed by the mayor for full terms shall cease, and all the powers and duties of the commissioners and of the board of public works shall be vested in and imposed upon the commissioner of public works who shall be elected at the municipal election held on the first Tuesday of November, nineteen hundred and one, as the legal successor in office of the commissioner of public works heretofore required by law to be elected. The commissioner of public works elected at the municipal election to be held on the first Tuesday of November, nineteen hundred and one, shall be elected for a term of office of two years, to commence January first, nineteen hundred and two, and end January first, nineteen hundred and four. At the municipal election to be held in November, nineteen hundred and three, the commissioner of public works shall be elected for the term of office of four years, to commence on the first day of January, nineteen hundred and four, and end on the first day of January, nineteen hundred and eight. Thereafter the term of office of the commissioner

of public works shall be four years, except as hereinbefore provided in case of a vacancy in said office. The commissioner of public works shall devote his whole time and attention to the duties of his office. He shall receive an annual salary of five thousand dollars. The deputy commissioners shall devote their whole time and attention to the duties of their respective offices. They shall each receive an annual salary of three thousand dollars, until the same is fixed as hereinafter provided. The salaries of the commissioner and deputy commissioners shall not be changed during their respective terms of office. The commissioner of public works shall have charge and control.

[The board shall consist of three commissioners of public works. One commissioner to be elected. The successor of the commissioner elected shall be elected at the municipal election next preceding the expiration of the term of office. The successors of the commissioners appointed shall be appointed by the mayor. The two appointed commissioners shall not be adherents of the same political party. In case of vacancy in the office of any appointed commissioner, it shall be filled by appointment by the mayor for the unexpired term. A vacancy in the office of an elected commissioner shall be filled by appointment by the mayor until the first day of January after the next municipal election, at which election a commissioner shall be elected to fill the unexpired term of the elected commissioner whose office became vacant. A majority of the board shall be a quorum. The board of public works shall have charge and control.]

1. Of all structures and property connected with the public water works, the supply and distribution of water, the collection of the water revenue and of giving permits for house connections with the same, except the Jubilee water works. He [it] shall have power to construct, maintain, extend, repair, and regulate water works, to supply the city and its inhabitants with water and may cause water pipes to be laid in such streets in said city [paved or unpaved] as shall be ordered by the common council. He [it] shall also have power to purchase and repair all necessary boilers, engines, engines, machinery, tools and supplies for maintaining the water works and distributing water.

2. Of the designing, constructing, altering and maintaining of the public sewers and drains and of giving permits for house connections with same.

The commissioner of public works [board of public works] shall have power to divide the city into sewer districts, and to make plans for the development and construction of systems of sewers in said sewer districts, including main sewers, branch sewers and lateral sewers, and to make, certify and file in his [their] office, maps, plans and descriptions complete or partially complete of said sewer districts, and of systems of drainage developed and proposed to be developed therein, which maps, plans and descriptions when so certified and filed, shall be public records of the city; and the proposed system therein embodied shall not be changed thereafter to the detriment of any parcel of land which has

been assessed and has paid for the construction of any part of the said system of sewers or drainage, which is proposed to be changed, without compensation or provision for compensation, for such change. The amount of compensation shall be ascertained by the supreme court, [or by the superior court of Buffalo], in a proceeding taken for that purpose in said court by the city, or by any interested person; but such a proceeding must be begun within three months after the notice of the filing of such new plans is published in three successive issues of the official paper, or the right to such compensation shall be barred.

3. Of locating, laying out, opening, constructing, altering, regulating, grading, regrading, paving, repaving, curbing, guttering, repairing, cleaning, sweeping and sprinkling all streets, avenues, places, alleys and roads (except those that are placed in charge of the park commissioners); of removing ashes and garbage, keeping streets, alleys, avenues and places free and clear of all encroachments, obstructions and incumbrances, granting builders' permits to occupy streets, laying of side and cross walks, numbering houses, putting up street mains and superintending the erection of awnings.

4. Of the lighting of streets, avenues, places, alleys and roads; the cleaning and repairing of public lamps, inspecting of gas and lamps, electric lights, electric wires, conduits and building connections with electric plants, the locating and removal of all gas mains, telegraph, telephone and electric light poles; and he [it] may cause all telegraph, telephone and electric light wires to be placed under ground, pursuant to the direction of the common council.

5. Of constructing, repairing and maintaining all bridges, canals, wharves, docks, piers, basins, slips, aqueducts, tunnels and culverts belonging to the city.

6. Of the constructing, altering, repairing of public buildings, including school, fire, police and water buildings.

7. Of the filling of sunken lots, the fencing of vacant lots, licensing of vaults underneath streets, and of stairways, areas and projections in the street.

8. Of repairing and closing wells, pumps and hydrants and abating all nuisances on the requisition of the board of health.

9. Of making and preserving all surveys, maps, plans, estimates and drawings relating to the laying out and improvements of streets, avenues, roads, alleys, sewers, water and gas mains, bridges, telephone and electric light mains, the constructing, altering and repairing of public structures, buildings and offices and all other public works under the care of the said department.

§ 2. Section two hundred and seventy-two of chapter one hundred and five of the laws of eighteen hundred and ninety-one, is hereby amended so as to read as follows: When any work or improvement, general or local, prescribed in this title, is necessary or advisable, the commissioner [board] may recommend the same to the common council, with or without plans, specifications and descriptions. The common council may thereupon order the work done

or may order that plans, specifications and descriptions shall be furnished with or without estimates of costs or bids from responsible parties who will contract with the city to do the prescribed work. The common council may order any work or improvement, either with or without the recommendation of the commissioner [board] of public works, but when such work or improvement is ordered in accordance with the plans, specifications or descriptions, a contract therefor shall be made by the commissioner, [board] except where he [it] is authorized to do the work himself [itself]. All work and improvements ordered shall be under the direction and supervision of the commissioner, [board] and when he shall make report to the common council of his [its] action, the council shall provide for the payment therefor, either from the general fund, or by local assessment, or both, as in this act prescribed. And no such work shall be executed until payment therefor has been provided as required by this act. He [it] shall make a special report of any work done or contracted for when required by the common council or mayor, and a general monthly report to the common council of his [its] transactions for the previous month. The common council upon the recommendation of the commissioner [board] of public works and upon such terms and for such time, not exceeding five years, and upon such conditions as said commissioner [board] may prescribe, may authorize said commissioner [board] to enter into a contract with any person or corporation for cleaning any or all the streets, alleys, public parks, wharves and grounds of the city, and for removing the dirt, ashes, rubbish and garbage therefrom, or for cremating or otherwise disposing within or without the limits of the city of such street cleanings or such ashes, rubbish or garbage, but the annual cost or expense thereof shall be placed in the annual estimates of said department and paid in equal annual proportions.

§ 3. Section two hundred and seventy-three of chapter one hundred and five of the laws of eighteen hundred and ninety-one, is hereby amended so as to read as follows: There shall be four bureaus in the department of public works, each in charge of a deputy commissioner, who, together with all [the chief] officers, subordinates and employees of the department of public works, shall be appointed and removed by the commissioner [board] of public works and their salaries and pay shall be fixed by the commissioner [board] of public works with the concurrence of the common council. In all cases in which by the general laws of the state compensation is required to be paid weekly, pay accounts for employees shall be certified to the common council accordingly and pay accounts for the commissioner, his deputies, officers [commissioners] and employees not required to be so paid shall be certified semi-monthly; [monthly] and on receipt of the same the common council shall order the proper warrants for the payment of said accounts to be drawn upon the treasurer. All matters and things under the charge and control of any officer or department on the day proceeding the first Monday of January, eighteen hundred and

ninety-one, the charge and control of which are not by this act vested in some other officer or department, shall be under the charge and control of the commissioner of public works [board] on and after the passage of this act.

1. A bureau having under the commissioner [board] the charge and care of the construction of sewers, the granting of permits for sewer connections and their inspection, the locating, laying out, opening, grading, regrading, curbing, paving, repaving and repairing of all streets, avenues, alleys and places; constructing and repairing roads, flagging and repairing sidewalks, laying crosswalks, filling sunken lots, digging down lots, fencing lots, constructing and repairing all wells, and pumps, setting off lamp posts, building docks and bulkheads, and repairing the same, building and repairing bridges, making and preserving all maps, surveys, plans and estimates, and drawings relating to the laying out, regulating, grading and paving of all streets, alleys and avenues, and any other public improvements to be done by or under the supervision of the department. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy engineer commissioner. He shall be a reputable and practical civil engineer of not less than thirty years of age and with an actual experience as an engineer of not less than five years. Within ten days after the qualifying of the commissioner of public works he shall appoint a deputy engineer commissioner to serve at his pleasure. The deputy engineer commissioner shall in the absence or inability of the commissioner of public works act as such commissioner of public works. Upon the appointment and qualification of such deputy engineer commissioner the term of office of the present chief engineer shall cease.

[The chief officer of this bureau shall be called the chief engineer. The engineer of the city of Buffalo in office on the first Monday of January, eighteen hundred and ninety-two, shall be such chief engineer until the expiration of the term for which he was elected.]

2. A bureau having under the commissioner [board] the charge and care of all the ponds, conduits, reservoirs, tunnels, piers, engines, pumps and lands connected with the water works, and of laying all water pipe and the construction of all new work relating thereto, the extension and distribution of the water, the control of making all house connections with water mains, the setting of all water meters, taking and preserving their record, the setting and repairing of fire and drinking hydrants and keeping the same free from ice, and the collection of the revenue arising from the sale and use of water. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy water commissioner. He shall be a reputable and practical mechanical or civil engineer of not less than thirty years of age or a person who has had the practical experience in the trades or professions of not less than five years. The deputy water commissioner shall in the absence or ina-

bility of the commissioner of public works and the deputy engineer commissioner act as such commissioner of public works. Within ten days after the qualification of the commissioner of public works he shall appoint a deputy water commissioner to serve at his pleasure. Upon the appointment and qualifying of such deputy water commissioner the term of office of the present water superintendent shall cease.

[The chief officer of this bureau shall be called the water superintendent.]

3. A bureau of building, having under the commissioner [board] the charge and care of the construction, alteration and repair of all buildings in the city. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy building commissioner. He shall be a reputable and practical builder or architect or a person of practical experience in the building trades, not less than thirty years of age and with an active experience in the trades of not less than five years. The deputy building commissioner shall in the absence or inability of the commissioner of public works and the deputies of the engineering and water bureaus act as a commissioner of public works. Within ten days after the qualifying of the commissioner of public works as named in this act he shall appoint a deputy building commissioner to serve at his pleasure. Upon the appointment and qualifying of such a deputy building commissioner the term of office of the present superintendent of buildings shall cease.

[The chief officer of which shall be called the superintendent of buildings, who]

The deputy building commissioner shall also superintend the construction, alteration and repairs of all public buildings and see that all building laws enacted by the state legislature or passed as ordinances by the common council are enforced. The commissioner [board] shall appoint not less than three inspectors of buildings, who shall be under the control of the deputy building commissioner. [Superintendent of buildings.] These inspectors shall be practical building mechanics of not less than five years' experience in their trade.

4. A bureau having under the commissioner [board] the charge and care of cleaning, sweeping and sprinkling streets, removing ashes and garbage, keeping the streets, avenues, alleys and places free and clear of all encroachments, obstructions and encumbrances, supervising, inspecting and cleaning sewers, regulating the occupancy of streets by licensed hacks, carts and trucks, granting builders permits to occupy streets, numbering of streets, putting up street signs, cleaning and repairing public lamps, electric lights, electric wires, conduits and building connections with electric plants, the erection of awnings. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy street commissioner. In the absence or inability of the commissioner of

public works and the deputies of engineering, water and buildings, he shall act as a commissioner of public works. Within ten days after the qualifying of the commissioner of public works as named in this act he shall appoint a deputy street commissioner to serve at his pleasure. Upon the appointment and qualifying of such deputy street commissioner the term of office of the present superintendent of streets shall cease.

[The chief officer of this bureau shall be called the superintendent of streets.]

§ 4. Section two hundred and seventy-four of chapter one hundred and five of the laws of eighteen hundred and ninety-one is hereby amended to read as follows:

§ 274. No person shall construct any of the works mentioned in subdivision one of section two hundred and seventy-one of this act without the written authority of the commissioner of public works. [board.]

§ 5. Sections two hundred and seventy-six, two hundred and seventy-seven, two hundred and seventy-nine, two hundred and eighty, two hundred and eighty-one, two hundred and eighty-two, two hundred and eighty-three, two hundred and eighty-four, two hundred and eighty-five, two hundred and eighty-six, two hundred and eighty-seven, two hundred and eighty-eight, two hundred and eighty-nine, two hundred and ninety, two hundred and ninety-two, two hundred and ninety-three, two hundred and ninety-four, two hundred and ninety-six, two hundred and ninety-seven, two hundred and ninety-eight, two hundred and ninety-nine, of chapter one hundred and five of the laws of eighteen hundred and ninety-one, are amended so as to read :

§ 276. The commissioner of public works [board] shall estimate annually the amount necessary to be expended during the ensuing year for repairs to accepted streets, and shall return the said estimate to the comptroller, with his [its] other estimates of the department.

§ 277. The commissioner of public works [board] shall cause the accepted streets to be repaired, without the previous order of the common council, and shall employ the necessary men, and purchase the necessary materials. When any such work has been done or any material has been purchased, the commissioner [board] shall certify the expense of the same to the common council. The common council shall thereupon order the proper warrant for the payment thereof to be drawn on the treasurer.

§ 279. All streets or parts of streets paved at the time this act takes effect, or which shall subsequently be paved, shall be deemed accepted streets within the meaning of this title, and shall be repaired when necessary if the commissioner of public works [chief engineer] certifies that less than one-third of the carriageway is in condition requiring repairs.

§ 280. The commissioner of public works [board] shall estimate annually the amount necessary to be expended, during the ensuing

year, for the cleaning and repairing of all public sewers and receivers, and shall return such estimate to the comptroller with the other estimates of the costs of the department.

§ 281. The commissioner of public works [board] may cause surveys to be made of all the streets and public squares of the city, and shall, from time to time, as such survey progresses, file descriptions and surveys of such streets and squares in the office of the city clerk. Such surveys and descriptions, and certified copies thereof, shall be evidence of the existence of the streets and squares so surveyed and described, and their boundaries and location.

§ 282. No commissioner of public works or deputy commissioner, [member of the board] and no subordinate or employe of the department shall be pecuniarily interested in any contract made for the department, or in the purchase, sale or repair of any article used by it.

§ 283. No expenditure or contract exceeding or involving the sum of five hundred dollars shall be made by the commissioner of public works [board] without the consent of the common council. Before the commissioner of public works [board] shall enter into a contract for the performance of any work, the expense of which shall exceed the sum of five hundred dollars, he [it] shall cause a notice to be published in the official paper, and two other daily papers in the city, twice a week for two weeks, inviting proposals for the same, according to the plans and specifications to be filed in his [its] office, and the contract shall be let to the lowest responsible bidder, who shall furnish security for its performance satisfactory to the commissioner of public works. [board.]

§ 284. The commissioner of public works [board] shall make and enforce rules and regulations for the government of the officers and employes of the department in the discharge of their duties.

§ 285. The commissioner of public works [board] shall, subject to the approval of the common council, fix the rates to be charged for the use of water, and shall have charge of the collection thereof. He [it] shall have power to adjust the rates as established, and to increase or diminish the rates in cases where consumers increase or lessen their consumption of water, and to refund a proportionate amount of rates paid in cases where consumers cease to use water. Water rates shall be payable semi-annually in advance, on days to be fixed by the commissioner of public works. [board.] The commissioner of public works [board] may divide the city into districts and fix the days on which the rates in each district shall be paid.

§ 286. The commissioner of public works [board] shall pay daily to the city treasurer, all moneys received by him [it] from any source, and make a report at the same time to the comptroller. All moneys received from the sale and use of water shall be used only for the purpose of the bureau created by subdivision two of section two hundred and seventy-three, and for the payment of principal and interest on the water bonds.

§ 287. All claims against the city, connected with this department, shall be audited by the commissioner of public works [board] before being presented to the common council. The time during which any claim shall remain in the hands of the commissioner [board] of public works for audit shall not be a part of any time limited for the commencement of an action against the city, and the time of such limitation shall be extended accordingly.

§ 288. It shall be the duty of the owner or occupant of any premises in the city, whenever such work shall be ordered by a resolution of the common council, to lay water, sewer and gas service pipes, from the main pipes in the street in front of such premises to such point beyond the curb line as the commissioner [board] of public works may determine. It shall also be the duty of such owner or occupant to lay and relay sidewalks in front of such premises whenever the same shall be so, as aforesaid, ordered, and to at all times keep and maintain the sidewalk in front of such premises in good order and repair, and to remove snow and ice therefrom within the time and as required by the city ordinances. The commissioner of public works [board] shall notify the owner or occupant of any premises in front of which any such work, excepting the removal of snow and ice, and repair of sidewalks, shall be required to be done, that if the same is not done by the owner or occupant within ten days the same shall be done by the city, and the expense thereof will be assessed upon such premises. Such notice may be served personally, or by mailing the same in the manner prescribed in section one hundred and fifty of this act for the mailing of notices by the assessors. In case any such work shall not be done within the time specified in such notice, and in case any such owner or occupant shall fail or neglect to keep the sidewalk in front of any premises owned or occupied by him in good order and repair, or to remove the snow or ice therefrom, as required herein, said commissioner of public works [board] may cause such work to be done, and the expense thereof shall be a charge and lien upon said premises. The commissioner of public works [board] shall cause a monthly assessment roll to be made for all such work, and for removing material and obstructions from public streets completed during the month, and work shall not be deemed completed until all included in one resolution of the common council shall be finished, and any such work omitted from a monthly assessment roll may be included in the next. Such roll shall contain descriptions of the premises and the name of the owners, the same as are required in local assessment-rolls made by the assessors, and also, stated in separate columns, the charge against the respective parcels of land for each kind of work above specified, and shall be entitled "assessment-roll for water, sewer and gas connections, constructing, repairing and cleaning sidewalks, and removing street obstructions," specifying the month and year, and shall be arranged by streets alphabetically, and shall be prepared and remain on file in the office of

said commissioner of public works [board] open to inspection by any person interested, and to revision by said commissioner of public works [board or any member thereof when a majority shall not be present] for at least one week prior to the first day of the second month after the completion of the work for which the roll is made. Previous notice that the roll will be so open to inspection, and subject to revision and correction, shall be given by mailing the same to each person so assessed, as hereinbefore provided for mailing notices, and during such time the commissioner of public works [board or any member thereof] may hear interested parties, and shall make such corrections, changes and alterations in such roll, and in the assessment therein, as shall be deemed just and equitable. Where any assessment has been omitted from such a roll, or where any assessment therein is on the wrong premises, or where the commissioner of public works [board] shall require further time, or where, for any reason, the commissioner of public works [board] deems it advisable to strike an assessment from such a roll, that may be done, and the omitted or delayed assessment shall be assessed and included in the monthly roll prepared next thereafter, provided, however, that in addition to mailing notices as hereinbefore provided, the commissioner of public works [board] shall give notice to the owners of land upon which any previously omitted or delayed assessment is to be spread, by publishing the same in one issue of the official paper within three days prior to the first day such roll will be open to inspection and revision. After the roll shall have been corrected and revised, proof by affidavit of the giving of the notices herein required shall be attached thereto, and it shall be certified by the secretary of the commissioner of public works [board] and filed with the city clerk on or before the tenth day of the next month after the roll shall have been prepared. Objections to such roll, or to any item thereof, may be filed with the city clerk on or before the fifteenth day of said month, and either before or after the roll shall be filed with him, in the same form as objections filed with him to other local assessment-rolls. If no such objections shall be filed, the city clerk shall, at the first meeting of the common council after said fifteenth day of the month, report to the common council that no objections have been filed, and the common council shall adopt a resolution confirming the roll. If any such objection shall be so filed, the city clerk shall at the first meeting of the common council after said fifteenth day of the month, present the same to the common council, which shall on that day, or on such other day or days as it shall appoint, hear the objections and confirm the roll, in whole or in part, and may by a two-thirds vote in each board correct or revise it and confirm it as so corrected or revised. Upon the confirmation of any such roll, the city clerk shall attach to it his certificate that the roll has been confirmed and deliver the same to the comptroller, and it shall be proceeded with as are local rolls made by the assessors and all of the provisions of the charter relating to local rolls made by the assessors after the same have been confirmed

and delivered to the comptroller shall be applicable thereto. No assessment provided for herein shall be deemed invalid by reason of any error in the name of the owner of the premises assessed, and all assessments herein provided for shall be assessed upon the lands and premises in front of which the work is done, according to the lineal frontage.

§ 289. The commissioner of public works [board] may establish, designate and maintain hydrants within the city to supply the public with water, and the expense thereof may be assessed upon and collected from the property deemed benefited, in like manner as provided in title five of this act, for assessment and collection of assessments; and the commissioner of public works [board] shall designate the districts by boundaries within which such assessment shall be levied.

§ 290. The deputy building commissioner [superintendent of buildings] under the direction of the commissioner of public works [board] shall enforce the ordinances of the city, regulating the construction, alteration or repair of buildings in the city. He and the inspectors of buildings shall have authority to enter any premises or building for the purpose of examining its condition, and whenever in the judgment of the deputy building commissioner [superintendent of buildings] any building or any part of a building shall be dangerous to the public, or unsafe, he may, under the direction of the commissioner of public works [board] when the same shall be approved by the common council, order such building to be torn down, and in case his order shall not be obeyed, he may cause it to be torn down; or he may order it to be repaired so as to be safe, and in case his order shall not be obeyed, he may cause the proper repairs to be made.

§ 292. Before the construction or remodeling of any building in the city is commenced, the owner shall file with the deputy building commissioner [superintendent of buildings] a sworn statement of the character and use of the building he proposes to erect and its location on his premises. And in all cases except where the building is a one or two-story frame dwelling, or a one or two-story frame store or dwelling within the limits where wooden buildings may be erected, he shall file a copy of the plans and specifications of such building, and a statement which shall contain the name and residence of the owner and the purpose for which the building is designed, and which shall be sworn to by the owner or his authorized agent. The commissioner of public works [superintendent] shall, within ten days after the filing of the plans, specifications and statement, approve the same, or indicate in writing the alterations to be made therein to comply with the general laws of the state and ordinances of the city, and no building shall be erected or remodeled until the approval of the commissioner of public works [superintendent] shall be obtained and a written permit issued by him to the owner or builder of such building. Nothing herein contained shall affect the exclusive power of the common council to grant

permits for buildings under subdivision five of section seventeen of this act.

§ 293. The commissioner of public works [superintendent of buildings] shall report to the corporation counsel any violation of the building laws of the state and ordinances of the city, for which a fine, penalty or forfeiture is prescribed, and the corporation counsel shall thereupon bring an action to enforce the same. In case the construction or remodeling of any building is commenced without the permission of the commissioner of public works [superintendent] he shall order the work to be stopped. In case the work on the building is continued he shall report the facts to the corporation counsel, who shall, by action, enjoin the further prosecution of such work until the permission shall be obtained. The court shall enjoin the prosecution of the work, pending the action. The corporation counsel shall not settle or discontinue any such action without the written consent of the commissioner of public works [superintendent]. The usual costs in an action at law and special proceedings shall apply to these proceedings.

§ 294. The captains of police in the several districts in the city shall report daily to the superintendent of police all defective street lamps which may be discovered in their respective districts, and all street lamps which are not lighted during any night; and shall also report daily to such superintendent of police all defects which may be discovered in the streets or sidewalks, and all omissions to clean the same. And the superintendent shall make a consolidated report of the same to the department of public works daily. Notice to any member of the police force of any defective street shall not be notice to the city unless actually received by the commissioner of public works [board of public works].

§ 296. The commissioner of public works [department] shall have authority to purchase or lease a piece of land to be used as a store yard or depot of supplies, where shall be stored all materials necessary for repairing the public works which are under the charge of this department.

§ 297. Before the city shall alter the extension or alteration of the water works, or the construction, in whole or part, of new water works, the commissioner of public works [board of public works] shall have power to determine upon the plans and specifications of such extension, alteration or construction, and no extension of said water works shall be ordered except upon the recommendation of the commissioner of public works [board of public works]. When any extension, alteration or construction [except pipe laying], the expense of which shall exceed the sum of five hundred dollars shall be ordered, it shall be the duty of said commissioner of public works [board] to advertise by publication in the official paper, and in two other daily papers twice a week for two weeks, a notice inviting, until a certain day to be specified in the notice, sealed proposals to do the work and furnish the materials according to the plans and specifications on file in the office to be specified in such notice. But

said commissioner of public works [board] may, in his [its] discretion, employ necessary labor, purchase necessary supplies for, and cause any or all water pipes to be laid under his [its] own supervision.

§ 298. When any work or repairs not herein otherwise specially provided for shall be ordered by the common council upon or in front of premises, the commissioner of public works [board] shall notify the owner or occupant personally, or by mail, at least ten days before the commissioner of public works [board] will undertake the work, that if such work or repairs is not done or made within ten days, the same will be done by the commissioner of public works [board] and the expense thereof, together with twelve per centum per annum from the time the work was done, will be assessed upon the premises in front of or upon which the same shall be done or made in the manner that other local assessments are made.

§ 299. The commissioner of public works [board of public works] shall not, without the consent of the common council, expend in any one year any greater amount of money than shall have been appropriated by the common council in the annual appropriation for said year for said department, except as provided in section seventy-three.

§ 5. Sections forty-five, forty-seven and forty-eight of chapter one hundred and five of the laws of eighteen hundred and ninety-one are hereby amended so as to read as follows:

§ 45. The mayor, comptroller, corporation counsel, treasurer, assessors, [one] commissioner of public works, judges of the municipal court, superintendent of education, police justice, justices of the peace and overseer of the poor, shall be elected and all other officers shall be appointed as herein provided.

§ 47. The mayor, comptroller, corporation counsel, treasurer, superintendent of education, commissioner [commissioners] of public works, overseer of the poor, police justice and justices of the peace, shall each hold office for the term of four years and the assessors and judges of the municipal court for the term of six years except as provided in section two hundred and seventy-one and three hundred and sixty-nine of this act as amended.

§ 48. The comptroller, treasurer, superintendent of education, police justice, justices of the peace, overseer of the poor, corporation counsel and commissioner [commissioners] of public works, shall execute and file with the city clerk a bond or undertaking to the city with sureties in such sum as shall be fixed by ordinance, conditioned on the faithful performance of the duties of their respective offices and for the accounting for and payment to the city of all moneys belonging to the city received by them, and shall when required by the common council, execute and file a new bond or undertaking. All other officers and persons elected or appointed by the authority of this act may, by ordinance, be required to give a like bond or undertaking. The bond or undertaking of the comptroller shall contain the further condition that he will pay over to

the persons entitled to it the money paid to him to redeem lands sold for taxes and assessments.

§ 7. Section two hundred and thirty-one of chapter one hundred and five of the laws of eighteen hundred and ninety-one is hereby amended so as to read as follows:

§ 231. There shall be a department of health, which shall be under the control and management of a health commissioner, who shall be appointed by the mayor and act under the advice and supervision of the board of health. The board of health shall consist of the mayor, the commissioner of public works [president of the board of public works] and said health commissioner. The health commissioner shall hold his office for the term of five years from the time of his appointment and until his successor is appointed, and he shall devote his entire time to the duties of his office. He shall be a reputable and licensed physician of not less than thirty years of age, and with an actual experience as a practicing physician of not less than five years.

§ 8. Section three hundred and ninety-seven, four hundred and two, four hundred and ten, four hundred and sixteen, and four hundred and eighty, of chapter one hundred and five of the laws of eighteen hundred and ninety-one are hereby amended so as to read as follows:

§ 397. It may cause any street or alley to be graded or regraded, gravelled or regravelled, macadamized or remacadamized, or paved or repaved. When it is proposed to pave or repave any street or alley, plans and quantities shall be prepared for doing the same with each kind of pavement for the laying of which specifications have been filed by the commissioner of public works [board of public works]. The commissioner of public works [latter body] shall advertise for bids for doing the same in accordance with such plans, specifications and quantities, and report the same to the common council. After one, and within four calendar months from such report, the common council shall determine which kind of pavement shall be used, and in case a majority petition shall not have been presented, for the kind so determined upon, shall pass a resolution of intention to order the street paved with any kind of pavement it may select. The specifications may provide that the persons submitting bids or proposals shall agree to enter into contract to do the work, and to keep and maintain the same in good repair for a certain definite period, and a contract may be entered into in accordance therewith, and a local assessment made to defray the expense thereof, anything in this act to the contrary notwithstanding.

§ 402. The city shall have power to ascertain, establish and settle the boundaries of all public waters, streets, alleys, parks, squares, open spaces and other public grounds, and to direct the city clerk to record the same. Whenever any person shall propose to dedicate a new street, or a part of a new street, he shall submit the plan thereof to the commissioner of public works [board of public works] for his [its] approval, before the same is presented to the

common council. The commissioner of public works [board] shall report the plan, with his [its] opinion, to the common council before the proposed street or part of a street shall be accepted.

§ 410. All work provided for in this title, after having been ordered by the common council, shall be executed under the direction of the commissioner of public works [board of public works].

§ 416. The city may contract with any person or corporation to furnish the materials and labor necessary to be used and done in making all extensions of the lamp district, and for lighting the public buildings and the streets of the city, and keeping the lamps in repair, for such time as the common council shall designate, not exceeding five years for any one contract. Sections four hundred and seven and eight of this act shall not apply to any such contract. The city may purchase, from time to time, and keep on hand such number of lamp-posts and lamps as the common council may deem necessary for replacing lamps and posts which shall become unfit for use, and supplying all extensions of the lamp district therewith, and pay for the same out of the general fund; and shall furnish such posts and lamps for such extensions at the price which the city shall have paid for the same. When lamps and posts are not in use they may be removed from the street and stored or used elsewhere, and the gas-light company shall, on being notified, protect its pipes at its own expense, and if they should be again needed at the place from which they were so removed, the same or other of equal value shall be returned without expense to the local property owners. All the work provided for in this title, after having been ordered by the common council, shall be executed under the direction of the commissioner of public works. [board of public works.]

§ 480. The comptroller, treasurer and overseer of the poor shall each appoint a deputy, and the commissioner of public works, four deputies, who shall hold their offices [his office] during the pleasure of the officer appointing them, [him] and such clerks and subordinates as may be provided for by ordinance. The deputy collector, treasurer and overseer of the poor shall, in the absence or inability of his principal to perform the duties of the office, and during a vacancy therein, perform the duties thereof. Each deputy, before entering upon his office, shall take the oath of office prescribed by the constitution, and give the bond or undertaking prescribed by this act, or by the ordinances of the city.

§ 9. This act shall take effect on the first day of January, nineteen hundred and two, except as to the election of the commissioner of public works, as to which it shall take effect as hereinbefore provided.

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered printed and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. E. Smith (Int. No. 28), entitled "An act for the relief of the Elliott & Hatch Book Type-writer Company, in payment for merchandise and supplies sold to the city of New York" (No. 28), reported in favor of the passage of the same, with the following amendment.

Page 1, line 2, after the word "empowered" insert the words "in its discretion."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same, without recommendation:

"An act to amend the Agricultural Law, relative to diseases of domestic animals; to repeal article 4 of the Public Health Law and incorporate in its stead certain provisions of the Agricultural Law relating to the public health, and making an appropriation to carry out the provisions of this act." (No. 2, Int. No. 2.)

"An act to repeal chapter 183 of the Laws of 1899, entitled 'An act to authorize the city of Binghamton to contract for the collection and disposal of the garbage of said city, and to pay the expense thereof,' and authorizing the transfer of the garbage collection fund of said city to the health fund." (No. 243, Int. No. 243.)

"An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in the said city." (No. 24, Int. No. 24.)

"An act to provide for the payment of the claim of Kingsley Lloyd for services rendered to the board of education of the city of New York." (No. 242, Int. No. 242.)

"An act to authorize the common council of the city of Elmira to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river, in the city of Elmira." (No. 51, Int. No. 51.)

"An act to amend the Highway Law, relating to the removal of stone from highways." (No. 90, Int. No. 90.)

"An act to settle, adjust and validate an assessment for certain expenses incurred by the city of Brooklyn and the city of New York in reference to the Jamaica and Brooklyn plank road." (No. 114, Int. No. 114.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 173) entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police'" (Int. No. 185), reported the same with the following recommendations:

Page 1, line 2, by adding after the words "eighteen hundred and ninety-four" the words "entitled 'An act to revise the charter of the city of Elmira.'"

Page 2, lines 11, 12, 14, 16, 18, 19 and 20, after the word "per" insert the word "cent" in brackets and underscore the word "centum."

Page 3, line 3, after the words "given by" insert the word "any" in brackets and underscore the word "the."

Same page, line 26, after the word "respectively" insert a comma.

Amend the title so that it will read as follows:

"An act to amend chapter six hundred and fifteen of the laws of eighteen hundred and ninety-four with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police of the city of Elmira."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 48), entitled "An act to amend chapter 652 of the Laws of 1899, entitled 'An act relative to the new East river bridge, authorized to be constructed by chapter 789 of the Laws of 1895, entitled An act to authorize the construction of a bridge over the East river between the cities of New York and Brooklyn'" (Int. No. 48), reported the same with the following recommendations:

Page 3, line 4, strike out the word "proceedings" and insert the word "proceeding."

Same page, line 7, strike out the word "proceedings" and insert the word "proceeding."

Amend the title so as to read as follows:

"An act to amend chapter six hundred and fifty-two of the laws of eighteen hundred and ninety-nine, entitled 'An act relative to the new East river bridge, authorized to be constructed by chapter seven hundred and eighty-nine of the laws of eighteen hundred and ninety-five, entitled An act to authorize the construction of a bridge over the East river between the cities of New York and Brooklyn,' relative to taxing the costs of proceedings in acquiring lands, premises, et cetera."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 107) entitled "An act to amend an act entitled 'An act to organize a fire department and board of fire commissioners in and for the city of Schenectady,' passed May 12, 1899" (No. 107), reported the same with the following recommendations:

Page 1, line 2, after the word "ninety-nine" insert a comma.

Amend the title to read as follows:

"An act to amend chapter five hundred eight-eight of the laws of eighteen hundred ninety-nine, relative to the compensation of the officers appointed by the board of fire commissioners of the city of Schenectady."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 100) entitled "An act to amend chapter 485 of the Laws of 1883, and the acts amendatory thereof, relative to the issuing of bonds by the common council of the city of Schenectady" (Int. No. 100), reported the same with the following recommendations:

Page 1, line 5, after the word "chapter" insert the words "one hundred fifty-two of the laws of eighteen hundred ninety-one,

chapter one hundred twenty-six of the laws of eighteen hundred ninety-four, chapter."

Same page, line 7, strike out the words "as amended by."

Same page, line 8, strike out the words "as amended by."

Page 2, lines 1 and 2, strike out the words "as amended by" and insert the word "and."

Same page, line 3, after the word "hundred" strike out period and insert comma and the words "is hereby amended to read as follows."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 260) entitled "An act to further amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city" (Int. No. 260), reported the same with the following recommendations:

Page 2, lines 3, 4, 5 and 6, strike out the words "as further amended by."

Page 6, line 4, after the word "direct" underscore all of line, and all of lines 5, 6, 7, 8, 9 and 10.

Page 2, strike out all of section 2 and insert the following: "All acts or parts of acts inconsistent with the provisions of this act are hereby repealed, so far as the same are applicable to this act"

Amend the title to read as follows: "An act to amend the charter of the city of Rochester, relative to expenses incident to improvements."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 126) entitled "An act to amend section 3 of chapter 772 of the Laws of 1896, entitled 'An act in relation to the office of the district attorney of the county of Kings providing

for the election of district attorney and the appointment of clerks, stenographers and county detectives for said office" (Int. No. 126), reported the same with the following recommendations:

Page 1, line 6, after the word "office" insert the words "as amended by chapter one hundred twenty-six of the laws of nineteen hundred."

Page 2, line 2, after the word "exceed" insert the words "three thousand five hundred" in brackets

Same page, line three, underscore the word "thousand."

Amend the title to read as follows:

"An act to amend chapter seven hundred and seventy-two of the laws of eighteen hundred and ninety-six, relative to the salary of chief clerk of the district attorney of Kings county."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed, the bills entitled as follows:

"An act to authorize the purchase of a site for, and the erection thereon of a town house in and for the town of Wheatfield in Niagara county, New York, with certain moneys belonging to said town." (No. 174, Int. No. 186.)

"An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in the said city." (No. 24, Int. No. 24.)

"An act to repeal chapter 183 of the Laws of 1899, entitled 'An act to authorize the city of Binghamton to contract for the collection and disposal of the garbage of said city, and to pay the expense thereof,' and authorizing the transfer of the garbage collection fund of said city to the health fund." (No. 243, Int. No. 243.)

"An act to amend the Highway Law, relating to the removal of stone from highways." (No. 90, Int. No. 90.)

"An act to amend the Village Law, in relation to the number of trustees in a village of the fourth class." (No. 311, Int. No. 200.)

"An act to amend the Agricultural Law relative to diseases of domestic animals; to repeal article 4 of the Public Health Law and incorporate in its stead certain provisions of the Agricultural

Law relating to the public health, and making an appropriation to carry out the provisions of this act." (No. 21, Int. No. 21.)

"An act giving to the Commissioners of the Land Office to grant and convey to the United States of America, certain lands under water in the harbor of New York at Governor's island, and to cede jurisdiction to the United States over said lands under water." (No. 61, Int. No. 61.)

"An act to amend the Greater New York charter, pertaining to the distribution of moneys collected on account of taxation of foreign fire insurance companies in the city of New York." (No. 310, Int. No. 73.)

"An act to settle, adjust and validate an assessment for certain expenses incurred by the city of Brooklyn and the city of New York in reference to the Jamaica and Brooklyn plank road." (No. 114, Int. No. 114.)

"An act to legalize the bonds of union free school district No. 12 of the town of Warwick, in the county of Orange, dated January 1, 1901, issued for the payment of a site, and the erection of a new schoolhouse in said district, and to provide for the payment of said bonds and the interest thereon." (No. 41, Int. No. 41.)

"An act to authorize the common council of the city of Elmira to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river, in the city of Elmira." (No. 51, Int. No. 51.)

"An act to provide for the payment of the claim of Kingsley Lloyd for services rendered to the board of education of the city of New York." (No. 242, Int. No. 242.)

The bill (No. 268) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages,' constituting chapter 21 of the general laws, in relation to the establishment of dumping grounds" (Int. No. 53), was read the second time.

On motion of Mr. S. W. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 6) entitled "An act creating the office of police justice in the village of Peekskill, in the county of Westchester" (Int. No. 6), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 222) entitled "An act to legalize, ratify and confirm certain bonds of the village of East Aurora, issued in pursuance of a special election held on the 12th day of June, 1899, for the paving of Main street of said village" (Int. No. 222), was read the second time.

On motion of Mr. Cook, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 47) entitled "An act to amend section 3 of chapter 226 of the Laws of 1840, entitled 'An act for the incorporation of a cemetery association in the village of Lockport,' as amended by chapter 4 of the Laws of 1895" (Int. No. 47), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Henry	Nye	Seymour
Adler	Delaney	Honeck	O'Connell	Smith A R
Allds	Dempsey	Juengst	Phillips	Smith J E
Apgar	Dickey	Keenan	Phipps	Smith J T
Babcock	Dickinson	Kelsey	Platt	Smith S W
Baum	Dooling	Knipp	Poth	Smith W H
Bedell	Duross	Leggett	Price	Stevens
Bell	Ellis	Lewis M E	Rainey	Sullivan
Bennet	Fancher	Lynn	Remsen	Swarts
Blackwell	Fisher	Mains	Richter	Thorn
Bradley	Fowler	Mansfield	Rider	Traub
Brooks	Gardiner R	Marson	Roberts	Treat

Burnett	Geoghan	Mathews	Rodenbeck	Ulmann
Cadin	Griffith	McInerney	Rogers	Van Name
Cooley	Halpin	McKeown	Ross	Waite
Costello	Hanford	McMillan	Ruehl	Weber
Coughtry	Harris	McQuade	Sanders	Weekes
Daly	Hatch	Morgan	Scanlon	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2) entitled "An act to amend the Agricultural Law relative to diseases of domestic animals; to repeal article 4 of the Public Health Law and incorporate in its stead certain provisions of the Agricultural Law relating to the public health, and making an appropriation to carry out the provisions of this act" (Int. No. 2), was read the second time.

On motion of Mr. Fancher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 278) entitled "An act to provide for the support and maintenance of the several State prisons" (Int. No. 264), was read the second time.

On motion of Mr. Bryan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 208) entitled "An act to release to Franciska Stierle (formerly Franciska Braun) all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx, in the county of New York, acquired by escheat or otherwise upon the death of Conrad Braun, deceased" (Int. No. 208), was read the second time.

On motion of Mr. Bruckner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 186) entitled "An act to amend chapter 220 of the Laws of 1895, entitled 'An act to enable veterans to participate in the exercises of Memorial day'" (Int. No. 205), was read the time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 266) entitled "An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens'" (Int. No. 132), was read the third time, having

been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

}	AYES	95	}
}	NOES	00	}

Those who voted in the affirmative, were

Adams	Daly	Harris	McMillan	Ruehl
Adler	DeGraw	Hatch	McQuade	Salyerds
Allds	Dempsey	Henry	Meister	Sanders
Allston	Dickinson	Hitchcock	Morgan	Schneider
Apgar	Dooling	Holsten	Nye	Seymour
Axtell	Duross	Hyman	O'Brien	Sherer
Babcock	Egan	Kaiser	O'Malley	Smith J L
Baum	Everett	Keenan	Patton	Smith J T
Bell	Fish	Kelsey	Phillips	Smith W H
Blackwell	Fisher	Knipp	Plank	Stevens
Brill	Fitzgerald	Landon	Platt	Sullivan
Brooks	Fordyce	Leggett	Price	Swarts
Bruckner	Frisbie	Lewis M E	Prince	Thorn
Burnett	Gardiner R	Lynn	Reilley	Treat
Cadin	Geoghan	Mains	Reynolds	Vacheron
Conger	Griffith	Mansfield	Rider	Van Name
Cooley	Halpin	Marson	Roberts	Walrath
Costello	Hammond	Mathews	Rodenbeck	Weber
Cotton	Hanford	McKeown	Ross	Wilson H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 265) entitled "An act to amend chapter 686 of the Laws of 1894, as amended by chapter 104 of the Laws of 1900, entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau'" (Int. No. 58), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	93	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Darrison	Harris	McKeown	Sanders
Adler	Davis	Hatch	McQuade	Schneider
Ahern	DeGraw	Henry	Morgan	Sherer
Allds	Dempsey	Hitchcock	O'Brien	Smith J E
Allston	Dickinson	Honeck	Orr	Smith J L
Apgar	Dusinbery	Irwin	Phillips	Smith W H
Axtell	Doughty	Juengst	Phipps	Stevens
Baker	Ellis	Kaiser	Poth	Sullivan
Baum	Fancher	Keenan	Prince	Swift
Bedell	Fish	Kelly	Rainey	Traub
Bell	Fitzgerald	Kelsey	Reilley	Ulmann
Blackwell	Fordyce	Knipp	Reynolds	Van Name
Brill	Fowler	Landon	Richter	Waite
Brooks	Galbraith	Leggett	Rierdon	Weber
Bruckner	Gardner C J	Lewis T D	Robinson	Weekes
Burns	Graeff	Mains	Rodenbeck	Wilson W H
Cook	Hallock	Mansfield	Ross	Wilson H
Coons	Hammond	Marson	Salyerds	Speaker
Cotton	Harburger	McInerney		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 25) entitled "An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park" (Int. No. 25), having been announced for a third reading.

Mr. Mansfield moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith, amended as follows:

Page 2, line 20, strike out the words "by said board of trustees," and insert in lieu thereof the words "in the same manner that a commissioner for a full term is appointed."

Same page, lines 25 and 26, strike out the words "by the board of trustees."

Page 4, line 17, strike out the word "therefor" and insert in lieu thereof the word "theretofore."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Fowler, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 153) entitled "An act to legalize, validate and confirm certain deeds of conveyance arising out of tax sales heretofore made by the treasurer of Ontario county" (Int. No. 153), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

On motion of Mr. Burnett, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 95 }
{ NOES 60 }

Those who voted in the affirmative, were

Adams	Darrison	Hawkins	Nye	Sanders
Adler	Delaney	Hitchcock	O'Connell	Scanlon
Ahern	Dooling	Holsten	O'Malley	Schneider
Allds	Duross	Honeck	Patton	Skerer
Allston	Egan	Hyman	Phillips	Smith A R
Apgar	Ellis	Juengst	Phipps	Smith J L
Axtell	Fancher	Keenan	Platt	Smith J T
Baker	Fitzgerald	Kelsey	Price	Smith S W
Bedell	Fordyce	Knipp	Prince	Smith W H
Bennet	Frisbie	Landon	Reilley	Snyder
Brill	Gardner C J	Leggett	Remsen	Stevens
Bruckner	Graeff	Lewis M E	Reynolds	Sullivan
Burnett	Hallock	Lewis T D	Richter	Swarts
Burns	Halpin	Lynn	Rider	Thorn
Cook	Hanford	Mansfield	Rierdon	Traub
Coons	Harburger	Mathews	Roberts	Ulmann
Cotton	Harris	McInerney	Ross	Walrath
Coughtry	Hasenflug	McMillan	Rodenbeck	Weber
Daly	Hatch	Meister	Salyerds	Wilson H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 170) entitled "An act to amend chapter 1026 of the Laws of 1895, entitled 'An act to provide for the appointment of a State commission of prisons, and defining its duties and powers,' relative to the membership of such commission" (Int. No. 170), having been announced for a second reading,

Mr. Allds moved to amend said bill as follows:

Page 2, line 12, change the period to a semicolon and insert the words "and in making such appointments, the governor shall designate one of such members as president of the commission."

Strike out the remainder of line 12, lines 13 to 20 inclusive, and line 21 down to and including the word "appointed."

Insert the following: "Except as provided in this section, a member of such commission first appointed shall hold office for a term to expire on the thirty-first day of December, nineteen hundred and four, and a successor to such member thereafter appointed shall hold office for a term of four years, beginning on the first day of January of the year in which he is appointed. If at the time of his appointment any member of such commission holds any other state office, his term as a member of such commission shall expire on the expiration of his term as such other state officer, and his successor shall hold office for the balance of the term during which such state officer would have held, except for the foregoing limitation."

Page 3, lines 10, 11 and 12, strike out the words "The third member of such commission appointed as prescribed in section one shall be the president of such commission."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Allds, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Allds, the House adjourned.

MONDAY, JANUARY 28, 1901.

The house met pursuant to adjournment.

Prayer by Rev. David O. Mears.

On motion of Mr. Allds, the reading of the journal of Friday, January 25, was dispensed with, and the same was approved.

Leave of absence was granted Mr. Phillips until Wednesday.

Mr. Speaker presented the annual report of the Factory Inspector, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Board of Mediation and Arbitration, which was laid upon the table and ordered printed.

(See Document.)

Also, the seventy-sixth annual report of the managers of the Society for the Reformation of Juvenile Delinquents in the City of New York, which was laid upon the table and ordered printed.

(See Document.)

Also, the seventh annual report of the board of managers of the Western House of Refuge for Women for the year ending September 30, 1900, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Palisades Inter-State Park Commission, which was laid upon the table and ordered printed.

(See Document.)

Mr. Van Name introduced a bill entitled "An act to amend an act entitled 'An act to create a Commissioner of Jurors in the several counties of this State'" (Int. No. 454), which was read the first time and referred to the committee on the judiciary.

Mr. Allston introduced a bill entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Ilion, in the county of Herkimer, in amount of \$30,000, issued for the purpose of constructing an electric lighting plant in and for said village; and to legalize the special election held on March 6, A. D. 1890, and all proceedings connected therewith, under

which said bonds are issued" (Int. No. 455), which was read the first time and referred to the committee on affairs of villages.

Mr. Brill introduced a bill entitled "An act to amend the Public Health Law relating to local boards of health" (Int. No. 456), which was read the first time, and referred to the committee on public health.

Mr. Mansfield introduced a bill entitled "An act making an appropriation for the construction of a new steel bridge over the Champlain canal, at Fulton street, in the town of Waterford, N. Y." (Int. No. 457), which was read the first time, and referred to the committee on ways and means

Mr. Stevens introduced a bill entitled "An act to amend the Highway Law, relative to extraordinary repairs of highways and bridges" (Int. No. 458), which was read the first time, and referred to the committee on internal affairs.

Mr. Weekes introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for hares, rabbits, mink, skunk, musk rat and foxes" (Int. No. 459), which was read the first time, and referred to the committee on fisheries and game.

Also, a bill entitled "An act discontinuing the use of Catherine Market and to provide for the payment of the expenses of acquiring title to the land on which it stands, and for the improvement of Catherine Slip, in the city of New York" (Int. No. 460), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for birds" (Int. No. 461), which was read the first time, and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for birds" (Int. No. 462), which was read the first time, and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, relative to powers of game protectors" (Int. No. 463), which was read the first time, and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for wild fowl" (Int. No. 464), which was read the first time, and referred to the committee on fisheries and game.

Mr. Cooley introduced a bill entitled "An act to make and establish the rates of fare on railroads operating within the limits of a city having a population of upwards of 1,500,000 inhabitants" (Int. No. 465), which was read the first time, and referred to the committee on railroads.

Mr. Fowler introduced a bill entitled "An act to divide certain moneys belonging to the town of Pomfret, between the village of Fredoma and that portion of said town outside the limit of said village" (Int. No. 446), which was read the first time.

On motion of Mr. Fowler, and by unanimous consent, said bill was read the second time, and ordered to a third reading, and referred to the committee on internal affairs.

Mr. Juengst introduced a bill entitled "An act amending chapter 498 of the Laws of 1893, entitled 'An act in relation to the exemption of the real property of religious, charitable, and educational corporations and associations from taxation,' in relation to cemeteries" (Int. No. 467), which was read the first time, and referred to the committee on taxation and retrenchment.

Mr. J. L. Smith introduced a bill entitled "An act to change the corporate name of 'The Society of the First Baptist church of Constableville and Turin' to 'The Society of the First Baptist church of Constableville'" (Int. No. 468), which was read the first time, and referred to the committee on charitable and religious societies.

Mr. Bryan introduced a bill entitled "An act to establish the New York State Reformatory for male misdemeanants and for the appointment of commissioners to secure a site therefor" (Int. No. 469), which was read the first time, and referred to the committee on ways and means.

Mr. O'Malley introduced a bill entitled "An act making appropriation for assessments for local improvements levied against property belonging to the State of New York, situate in the city of Buffalo" (Int. No. 470), which was read the first time, and referred to the committee on ways and means.

Mr. Knipp introduced a bill entitled "An act to regulate the

practice of architecture" (Int. No. 471), which was read the first time, and referred to the committee on ways and means.

Mr. Marson introduced a bill entitled 'An act to amend sections 9, 10, 11 and 12 of chapter 202 of the Laws of 1897, entitled 'An act authorizing the Board of Supervisors of the county of Oneida to designate a Board of Equalization in and for said county, and defining its powers and duties,' and section 5 of said chapter 202 of the Laws of 1897, as amended by chapter 535 of the Laws of 1898, and repealing sections 13, 14 and 15 of said chapter 202 of the Laws of 1897 and section 16 thereof, as amended by chapter 535 of the Laws of 1898, in relation to appeals from the equalization made by the Board of Equalization of said county " (Int. No. 472), which was read the first time and referred to the committee on internal affairs.

Mr. Richter introduced a bill entitled "An act in relation to surface and elevated railroad cars in actual operation in the city of Greater New York " (Int. No. 473), which was read the first time and referred to the committee on railroads.

Mr. Sanders introduced a bill entitled "An act for the protection of the public health by preventing contagious diseases from spreading through the use of old bottles, rags and other materials " (Int. No. 474), which was read the first time and referred to the committee on public health.

By unanimous consent,

Mr. Bennet introduced a bill entitled "An act to amend chapter 546 of the Laws of 1881, as amended by chapter 523 of the Laws of 1898, entitled 'An act in relation to the New York Christian Home for Intemperate Men, and to increase its powers relative to location ' " (Int. No. 475), which was read the first time and referred to the committee on cities.

Mr. Apgar introduced a bill entitled " An act making an appropriation for the New York State Reformatory for Women at Bedford, New York " (Int. No. 476), which was read the first time and referred to the committee on ways and means.

The bill (No. 343) entitled "An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a Board of Police and Fire Commissioners of the city of Utica,' as amended by section 2 of chapter 330 of the Laws of 1899, relating to the classification and compensation of policemen " (Int. No. 12), was read the second time.

On motion of Mr. McQuade, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 111) entitled "An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 111), having been announced for a second reading,

On motion of Mr. Blackwell, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

The bill (No. 303) entitled "An act to amend chapter 535 of the Laws of 1888, entitled 'An act to incorporate the city of Middletown,' relating to the improvement of water works and issuing bonds therefor" (Int. No. 303) was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 85) entitled "An act authorizing the Board of Estimate and Apportionment of the city of New York to audit and allow and also authorizing the Comptroller of the city of New York to pay to Valentine M. Collins compensation for services actually rendered in the city of New York in the Department of Education in the years 1899 and 1900, pending the preparation of municipal civil service lists for the position of Supervisor of Truancy in said department" (Int. No. 85), was read the second time.

On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 66) entitled "An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue in the town of New Lots, in the county of Kings" (Int. No. 66), was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 122) entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to organize and establish a police department for the city of Yonkers,' and the acts amendatory thereof" (Int. No. 122), was read the second time.

On motion of Mr. Mains, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 46) entitled "An act to create a Department of

Labor and the office of Commissioner of Labor, and abolishing the offices of Commissioner of Labor Statistics and Factory Inspector, and the State Board of Mediation and Arbitration " (Int. No. 46), was read the second time.

On motion of Mr. Costello, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 41) entitled " An act to legalize the bonds of union free school district No. 12 of the town of Warwick, in the county of Orange, dated January 1, 1901, issued for the payment of a site, and the erection of a new schoolhouse in said district, and to provide for the payment of said bonds and the interest thereon " (Int. No. 41), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	McInerney	Ruehl
Adler	Daly	Halpin	McKeown	Salyerds
Ahern	Darrison	Hammond	McMillan	Sanders
Allds	Davis	Hanford	McQuade	Scanlon
Allston	DeGraw	Harburger	Meister	Schneider
Apgar	Delaney	Harris	Morgan	Seymour
Axtell	Dempsey	Hasenflug	Nye	Sherer
Babcock	Dickey	Hatch	O'Brien	Smith A R
Baker	Dickinson	Hawkins	O'Connell	Smith J E
Baum	Dooling	Holsten	O'Malley	Smith J L
Bedell	Doughty	Honeck	Orr	Smith J T
Bell	Duross	Hyman	Phillips	Smith W H
Bennet	Dusinbery	Irwin	Phipps	Stevens
Blackwell	Egan	Kaiser	Plank	Sullivan
Bradley	Ellis	Keenan	Platt	Swarts
Brill	Everett	Kelly	Poth	Swift
Brooks	Fancher	Kelsey	Price	Thorn
Bruckner	Fish	Knipp	Rainey	Traub
Bryan	Fisher	Landon	Reilley	Treat
Burnett	Fitzgerald	Leggett	Remsen	Ulmann

Burns	Fitzpatrick	Lewis M E	Reynolds	Vacheron
Cadin	Fordyce	Lewis T D	Rierdon	Van Name
Conger	Fowler	Lynn	Roberts	Walrath
Cook	Frisbie	Mains	Robinson	Weber
Cooley	Galbraith	Mansfield	Rodenbeck	Weekes
Coons	Gardiner R	Marson	Rogers	Wilson H
Costello	Geoghan	Mathews	Ross	Wilson W H
Cotton	Graeff			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 61) entitled "An act giving authority to the Commissioners of the Land Office to grant and convey to the United States of America, certain lands under water in the harbor of New York at Governor's Island, and to cede jurisdiction to the United States over said lands under water" (Int. No. 61), having been announced for a third reading,

Mr. McKeown moved that said bill be recommitted to the committee on ways and means for a hearing.

Mr. Speaker put the question whether the House would agree to said motion of Mr. McKeown, and it was decided in the negative.

Mr. McKeown moved that said bill be recommitted to the committee on ways and means with instructions to report the same forthwith, amended as follows:

Page 2, line 3, after the word "authorized" strike out the words "and directed" and insert the words "in their discretion".

On motion of Mr. H. Wilson, and by unanimous consent, said bill and said motion to recommit for amendment was made a special order on third reading for to-morrow immediately after the reading of the journal.

The bill (No. 174) entitled "An act to authorize the purchase of a site for, and the erection thereon of, a town-house in and for the town of Wheatfield in Niagara county, New York, with certain moneys belonging to said town" (Int. No. 186), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 130 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Costello	Graeff	Mansfield	Robinson
Adler	Cotton	Hallock	Marson	Rodenbeck
Ahern	Coughtry	Halpin	Mathews	Rogers
Allds	Daly	Hanford	McKeown	Ross
Allston	Garrison	Harburger	McMillan	Ruehl
Apgar	Davis	Harris	McQuade	Salterds
Axtell	DeGraw	Hasenflug	Meister	Sanders
Babcock	Delaney	Hatch	Morgan	Scanlon
Baker	Dempsey	Hawkins	O'Brien	Schneider
Baum	Dickey	Henry	O'Connell	Seymour
Bedell	Dickinson	Hitchcock	O'Malley	Sherer
Bell	Doughty	Holsten	Orr	Smith A R
Bennet	Dooling	Honeck	Patton	Smith J E
Blackwell	Dusinbery	Hyman	Phillips	Smith J L
Bradley	Egan	Juengst	Phipps	Smith S W
Brill	Ellis	Kaiser	Plank	Smith W H
Brooks	Fancher	Keenan	Platt	Snyder
Bruckner	Fish	Kelly	Poth	Stevens
Bryan	Fisher	Kelsey	Price	Swarts
Burnett	Fitzgerald	Knipp	Rainey	Swift
Burns	Fitzpatrick	Landon	Reilly	Ulmann
Cadin	Fordyce	Leggett	Remsen	Vacheron
Conger	Frisbie	Lewis M E	Richter	Van Name
Cook	Galbraith	Lewis T D	Rider	Walrath
Cooley	Gardner C J	Lynn	Rierdon	Weekes
Coons	Geoghan	Mains	Roberts	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 73) entitled "An act to amend the Greater New York Charter, pertaining to the distribution of moneys collected on account of taxation of foreign fire insurance companies in the city of New York" (Int. No. 73), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McMillan	Ross
Adler	Davis	Hanford	McQuade	Ruehl
Ahern	DeGraw	Harburger	Meister	Salzerds
Allds	Delaney	Harris	Morgan	Sanders
Allston	Dempsey	Hasenflug	Nye	Scanlon
Apgar	Dickey	Hatch	O'Brien	Schneider
Axtell	Dickinson	Hawkins	O'Connell	Seymour
Babcock	Dooling	Henry	O'Malley	Sherer
Baker	Doughty	Hitchcock	Orr	Smith A R
Baum	Dusinbery	Honeck	Patton	Smith J E
Bedell	Egan	Hyman	Phillips	Smith J L
Bell	Ellis	Irwin	Phipps	Smith J T
Bennet	Everett	Juengst	Plank	Smith S W
Bradley	Fancher	Keenan	Platt	Smith W H
Brill	Fish	Kelly	Price	Snyder
Brooks	Fisher	Kelsey	Prince	Sullivan
Bruckner	Fitzgerald	Knipp	Rainey	Swarts
Bryan	Fitzpatrick	Landon	Reilly	Swift
Burnett	Fordyce	Leggett	Remsen	Traub
Burns	Fowler	Lewis M E	Reynolds	Ulmann
Cadin	Frisbie	Lewis T D	Richter	Vacheron
Conger	Gardiner R	Lynn	Rider	Van Name
Cooley	Gardner C J	Mains	Rierdon	Walrath
Coons	Geoghan	Mansfield	Roberts	Weber
Costello	Graeff	Marson	Robinson	Weekes
Cotton	Griffith	Mathews	Rodenbeck	Wilson H
Coughtry	Hallock	McKeown	Rogers	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 311) entitled "An act to amend the village law, in relation to the number of trustees in a village of the fourth class" (Int No. 200), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McInerney	Ruehl
Adler	Davis	Hammond	McKeown	Salyerds
Ahern	DeGraw	Hanford	McMillan	Sanders
Allds	Delaney	Harburger	McQuade	Scanlon
Allston	Dempsey	Harris	Meister	Schneider
Apgar	Dickey	Hasenflug	Nye	Seymour
Axtell	Dickinson	Hatch	O'Brien	Sherer
Babcock	Dooling	Hawkins	O'Connell	Smith A R
Baker	Doughty	Henry	O'Malley	Smith J E
Baum	Duross	Hitchcock	Orr	Smith J L
Bedell	Dusinbery	Holsten	Patton	Smith J T
Bell	Egan	Honeck	Phillips	Smith S W
Bennet	Ellis	Hyman	Phipps	Smith W H
Blackwell	Everett	Irwin	Plank	Snyder
Bradley	Fancher	Juengst	Platt	Stevens
Brill	Fish	Kaiser	Poth	Sullivan
Brooks	Fisher	Keenan	Price	Swift
Bruckner	Fitzgerald	Kelly	Prince	Thorn
Bryan	Fitzpatrick	Kelsey	Rainey	Traub
Burnett	Fordyce	Knipp	Remsen	Treat
Burns	Fowler	Landon	Reynolds	Ulmann
Cadin	Frisbie	Leggett	Richter	Van Name
Conger	Galbraith	Lewis M E	Rider	Waite
Cook	Gardiner R	Lewis T D	Rierdon	Walrath
Cooley	Gardner C J	Lynn	Roberts	Weber
Coons	Geoghan	Mains	Robinson	Weekes
Costello	Graeff	Mansfield	Rodenbeck	Wilson H
Cotton	Griffith	Marson	Rogers	Wilson W H
Daly	Hallock	Mathews	Ross	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 114) entitled "An act to settle, adjust and validate an assessment for certain expenses incurred by the city of Brooklyn and the city of New York in reference to the Jamaica and Brooklyn plank road" (Int. No. 114), was read the

third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 01 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	Mathews	Rogers
Adler	Darrison	Halpin	McInerney	Ruehl
Ahern	Davis	Hammond	McKeown	Salyerds
Allds	DeGraw	Hanford	McMillan	Sanders
Allston	Delaney	Harburger	McQuade	Scanlon
Apgar	Dempsey	Harris	Meister	Schneider
Axtell	Dickey	Hasenflug	Nye	Seymour
Babcock	Dickinson	Hatch	O'Brien	Sherer
Baker	Doughty	Hawkins	O'Connell	Smith A R
Baum	Duross	Henry	O'Malley	Smith J E
Bedell	Dusinbery	Hitchcock	Orr	Smith J L
Bell	Egan	Holsten	Patton	Smith J T
Bennet	Ellis	Honeck	Phillips	Smith S W
Blackwell	Everett	Irwin	Phipps	Smith W H
Bradley	Fancher	Juengst	Plank	Snyder
Brill	Fish	Kaiser	Poth	Stevens
Brooks	Fisher	Keenan	Price	Swarts
Bruckner	Fitzgerald	Kelly	Prince	Swift
Bryan	Fitzpatrick	Kelsey	Rainey	Thorn
Burnett	Fordyce	Knipp	Reilley	Treat
Burns	Fowler	Landon	Remsen	Ulmann
Cadin	Frisbie	Leggett	Reynolds	Vacheron
Conger	Galbraith	Lewis M E	Richter	Van Name
Cooley	Gardiner R	Lewis T D	Rider	Waite
Coons	Gardner CJ	Lynn	Rierdon	Walrath
Costello	Geoghan	Mains	Roberts	Weber
Cotton	Graeff	Mansfield	Robinson	Wilson H
Coughtry	Griffith	Marson	Rodenbeck	Wilson W H

In the negative,

Morgan

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 51) entitled "An act to authorize the common council of the city of Elmira to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river, in the city of Elmira" (Int. No. 51), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	Marson	Rodenbeck
Adler	Darrison	Halpin	Mathews	Rogers
Ahern	Davis	Hammond	McInerney	Ross
Allds	DeGraw	Hanford	McKeown	Salyerds
Allston	Delaney	Harburger	McMillan	Sanders
Apgar	Dempsey	Harris	McQuade	Scanlon
Axtell	Dickey	Hasenflug	Meister	Seymour
Babcock	Dickinson	Hatch	Nye	Sherer
Baker	Dooling	Hawkins	O'Brien	Smith A R
Baum	Doughty	Henry	O'Connell	Smith J E
Bedell	Duross	Hitchcock	O'Malley	Smith J L
Bell	Dusinbery	Holsten	Orr	Smith J T
Bennet	Egan	Honeck	Patton	Smith S W
Blackwell	Ellis	Hyman	Phillips	Smith W H
Bradley	Everett	Irwin	Phipps	Snyder
Brill	Fancher	Juengst	Plank	Stevens
Brooks	Fish	Kaiser	Platt	Sullivan
Druckner	Fisher	Keenan	Price	Swarts
Bryan	Fitzgerald	Kelly	Prince	Swift
Burneti	Fitzpatrick	Kelsey	Rainey	Thorn
Burns	Fowler	Knipp	Reilley	Treat
Cadin	Frisbie	Landon	Remsen	Ulmann
Conger	Galbraith	Leggett	Reynolds	Vacheron
Cook	Gardiner R	Lewis M E	Richter	Waite

Cooley	Gardner C J	Lewis T D	Rider	Walrath
Coons	Geoghan	Lynn	Rierdon	Weekes
Costello	Graeff	Mains	Roberts	Wilson H
Cotton	Griffith	Mansfield	Robinson	Wilson W H
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 243) entitled "An act to repeal chapter 183 of the Laws of 1899, entitled 'An act to authorize the city of Binghamton to contract for the collection and disposal of the garbage of said city, and to pay the expense thereof,' and authorizing the transfer of the garbage collection fund of said city to the health fund" (Int. No. 243), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	McInerney	Ross
Adler	Daly	Hanford	McKeown	Salyerds
Ahern	Darrison	Harburger	McMillan	Sanders
Allds	Davis	Harris	McQuade	Scanlon
Allston	Delaney	Hasenflug	Meister	Schneider
Apgar	Dempsey	Hatch	Morgan	Sherer
Axtell	Dickinson	Hawkins	Nye	Smith A R
Babcock	Dooling	Henry	O'Brien	Smith J E
Baker	Duross	Hitchcock	O'Malley	Smith J L
Baum	Dusinbery	Holsten	Orr	Smith J T
Bedell	Egan	Hyman	Patton	Smith S W
Bell	Ellis	Irwin	Phillips	Smith W H
Bennet	Everett	Juengst	Phipps	Snyder
Blackwell	Fancher	Kaiser	Plank	Stevens
Bradley	Fish	Keenan	Platt	Sullivan
Brooks	Fisher	Kelly	Poth	Swarts
Bruckner	Fitzpatrick	Kelsey	Prince	Thorn
Bryan	Fordyce	Knipp	Rainey	Traub

Burnett	Frisbie	Landon	Remsen	Treat
Burns	Galbraith	Leggett	Reynolds	Ulmann
Cadin	Gardiner R	Lewis M E	Richter	Van Name
Conger	Gardner C J	Lewis T D	Rider	Walrath
Cook	Geoghan	Lynn	Roberts	Weber
Cooley	Griffith	Mains	Robinson	Weekes
Coons	Hallock	Marson	Rodenbeck	Wilson H
Cotton	Halpin	Mathews	Rogers	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 24) entitled "An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in said city" (Int. No. 24), having been announced for a third reading,

On motion of Mr. McKeown, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 242) entitled "An act to provide for the payment of the claim of Kinglsey Lloyd for services rendered to the board of education of the city of New York" (Int. No. 242), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Harburger	McQuade	Salyerds
Adler	DeGraw	Harris	Meister	Sanders
Ahern	Delaney	Hatch	Morgan	Scanlon
Allston	Dempsey	Hawkins	Nye	Seymour
Apgar	Dickinson	Henry	O'Brien	Sherer
Axtell	Dooling	Hitchcock	O'Connell	Smith A R
Babcock	Doughty	Holsten	O'Malley	Smith J E
Baker	Duross	Honeck	Orr	Smith J L
Baum	Egan	Hyman	Patton	Smith J T
Bedell	Ellis	Irwin	Phillips	Smith S W

Bell	Everett	Juengst	Phipps	Smith W H
Bennet	Fancher	Kaiser	Plank	Snyder
Blackwell	Fish	Keenan	Platt	Stevens
Bradley	Fisher	Kelly	Poth	Sullivan
Brill	Fitzgerald	Kelsey	Price	Swarts
Brooks	Fitzpatrick	Knipp	Prince	Swift
Bruckner	Fowler	Landon	Reilley	Thorn
Bryan	Frisbie	Leggett	Remsen	Traub
Burnett	Galbraith	Lewis T D	Reynolds	Treat
Burns	Gardiner R	Lynn	Richter	Ulmann
Conger	Gardner C J	Mains	Rider	Vacheron
Cook	Geoghan	Mansfield	Roberts	Van Name
Cooley	Graeff	Marson	Robinson	Waite
Coons	Hallock	Mathews	Rodenbeck	Weber
Costello	Halpin	McInerney	Rogers	Weekes
Cotton	Hammond	McKeown	Ross	Wilson H
Daly	Hanford	McMillan	Ruehl	Wilson W H
Darrison				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 90) entitled "An act to amend the Highway Law, relating to the removal of stone from highways" (Int. No. 90), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	Marson	Rogers
Adler	Davis	Halpin	Mathews	Ross
Ahern	DeGraw	Hammond	McInerney	Ruehl
Alds	Delaney	Hanford	McKeown	Salyerds
Allston	Dempsey	Harburger	McMillan	Sanders
Apgar	Dickey	Harris	McQuade	Scanlon
Axtell	Dickinson	Hasenflug	Meister	Schneider
Babcock	Dooling	Hatch	Morgan	Seymour
Baker	Doughty	Hawkins	O'Brien	Sherer

Baum	Duross	Henry	O'Connell	Smith A R
Bedell	Dusinbery	Hitchcock	O'Malley	Smith J L
Bell	Egan	Holsten	Orr	Smith J T
Bennet	Ellis	Honeck	Patton	Smith S W
Blackwell	Everett	Hyman	Phillips	Smith W H
Bradley	Fancher	Irwin	Phipps	Snyder
Brill	Fish	Juengst	Plank	Stevens
Brooks	Fisher	Kaiser	Platt	Sullivan
Bruckner	Fitzgerald	Keenan	Poth	Swarts
Bryan	Fitzpatrick	Kelly	Prince	Thorn
Burnett	Fordyce	Kelsey	Rainey	Traub
Burns	Fowler	Knipp	Reilley	Treat
Cadin	Frisbie	Landon	Reynolds	Ulmann
Conger	Galbraith	Leggett	Richter	Vacheron
Cook	Gardiner R	Lewis M E	Rider	Van Name
Cooley	Gardner C J	Lewis T D	Rierdon	Waite
Coons	Geoghan	Lynn	Roberts	Walrath
Costello	Graeff	Mains	Robinson	Weekes
Cotton	Griffith	Mansfield	Rodenbeck	Wilson W H
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2) entitled "An act to amend the Agricultural Law, relative to diseases of domestic animals; to repeal article 4 of the Public Health Law and incorporate in its stead certain provisions of the Agricultural Law relating to the public health, and making an appropriation to carry out the provisions of this act" (Int. No. 2), having been announced for a third reading,

Mr. Geoghan moved that said bill be recommitted to the committee on agriculture, with instructions to report the same forthwith amended as follows:

Page 7, line 3, after the words "shall be" strike out the letter "a" and insert the word "an."

Same page, line 4, strike out the words "farmer of experience" and insert the words "experienced cattlemen."

Same page, line 22, strike out the word "forty" and insert the word "fifty."

Page 8, line 9, after the words "at least" strike out the words "one year" and insert the words "three months."

Debate was had thereon, when

Mr. Allds moved the previous question

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Geoghan, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 104 }
{ NOES 13 }

Those who voted in the affirmative, were

Adams	Davis	Hanford	Nye	Smith J L
Ahern	DeGraw	Hatch	O'Brien	Smith J T
Allds	Dickinson	Hitchcock	Patton	Smith S W
Allston	Doughty	Irwin	Phipps	Smith W H
Apgar	Dusinbery	Kelly	Plank	Snyder
Axtell	Ellis	Kelsey	Platt	Sullivan
Babcock	Everett	Knipp	Price	Swarts
Baker	Fancher	Landon	Remsen	Swift
Bedell	Fish	Leggett	Reynolds	Thorn
Bennet	Fitzgerald	Lewis M E	Roberts	Traub
Blackwell	Fitzpatrick	Lewis T D	Robinson	Ulmann
Bryan	Fordyce	Lynn	Rodenbeck	Vacheron
Burnett	Fowler	Mains	Rogers	Van Name
Cadin	Frisbie	Mansfield	Ross	Waite
Conger	Galbraith	Marson	Ruehl	Walrath
Cooley	Gardiner R	Mathews	Salyerds	Weber
Coons	Gardner C J	McInerney	Schneider	Weekes
Costello	Graeff	McKeown	Seymour	Wilson H
Cotton	Griffith	McMillan	Sherer	Wilson W H
Coughtry	Hallock	McQuade	Smith A R	Speaker
Darrison	Hammond	Morgan	Smith J E	

Those who voted in the negative, were

Baum	Egan	Honeck	Keenan	Scanlon
Bradley	Geoghan	Hyman	Sanders	Stevens
Burns	Harburger	Juengst		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Weekes, from the committee on codes, to which was referred the bill Int. No. 131, introduced by Mr. Davis, entitled "An act to amend section 2643 of the Code of Civil Procedure" (No. 131), reported in favor of the passage of the same, with the following amendments:

Page 2, line 13, the word "shall" stricken out, and the word "may" inserted in lieu thereof.

Same page, line 14, the words "if competent" stricken out.

Same page, line 18, the word "shall" stricken out and the word "may" inserted in lieu thereof.

Same page, line 19, the words "if competent" stricken out.

Page 3, line 5, strike out the word "immediately" and insert in lieu thereof the words "September first, nineteen hundred and one." Amend title to said bill to read as follows: "An act to amend section two thousand six hundred and forty-three of the code of civil procedure, relating to the appointment of administrators with the will annexed, in the case of minors."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill, Int. No. 276, introduced by Mr. Davis, entitled "An act to amend section 3391 of the Code of Civil Procedure, relative to proceedings for the sale of corporate real property" (No. 276), reported in favor of the passage of the same, with the following amendment:

Page 3, line 9, strike out the word "immediately" and insert in lieu thereof the words "September first nineteen hundred and one."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to provide for the support and maintenance of the several State prisons." (No. 278, Int. No. 264.)

"An act to legalize, ratify and confirm certain bonds of the village of East Aurora, issued in pursuance of a special election held on the 12th day of June, 1899, for the paving of Main street of said village." (No. 222, Int. No. 222.)

"An act to amend chapter 1026 of the Laws of 1895, entitled 'An act to provide for the appointment of a State Commission of Prisons and defining its duties and powers,' relative to the membership of such commission." (No. 457, Int. No. 170.)

"An act to release to Franciska Stierle (formerly Franciska Braun) all the right, title and interest of the people of the State of New York and to certain real estate in the borough of the Bronx, in the county of New York, acquired by escheat or otherwise upon the death of Conrad Braun, deceased." (No. 208, Int. No. 208.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 186) entitled "An act to amend chapter 220 of the Laws of 1895, entitled 'An act to enable veterans to participate in the exercises of Memorial day'" (Int. No. 205), reported the same with the following amendments:

Page 2, lines 10 and 11, strike out all underscoring from said lines.

Amend the title to read as follows:

"An act to amend chapter two hundred and twenty of the laws of eighteen hundred and ninety-five, entitled 'An act to enable veterans to participate in the exercises of Memorial day,' by providing for their leave of absence on such day, with pay."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 268) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages,' constituting chapter 21 of the general laws, in relation to the establishment of dumping grounds" (Int. No. 53), reported the same with the following amendments:

Page 1, line 1, strike out the words "said act" and insert in lieu thereof the words "chapter four hundred and fourteen of the laws of eighteen hundred and ninety-seven, entitled 'An act

in relation to villages,' constituting chapter twenty-one of the general laws."

Amend the title to read as follows:

"An act to amend the village law, in relation to the establishment of dumping grounds."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 425) entitled "An act to amend section 3 of chapter 594 of the Laws of 1899, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plank roads and bridges'" (Int. No. 67), reported the same with the following amendments:

Page 1, line 2, after the word "ninety-nine" insert the words ", entitled 'An act authorizing boards of supervisors to acquire therights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plank roads and bridges.'" "

Amend the title to read as follows:

"An act to amend chapter five hundred and ninety-four of the laws of eighteen hundred and ninety-nine, making special provision for the payment of the bonds issued by the boards of supervisors of Rensselaer and Albany counties on account of turnpikes, plank roads and bridges."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 6) entitled "An act creating the office of police jusice in the village of Peekskill, in the county of Westchester" (Int. No. 6), reported the same with the following amendments:

Page 6, line 13, strike out the word "be" and insert the word "he" in lieu thereof.

Page 7, line 20, strike out the word "prescribed" and insert the word "prescribes" in lieu thereof.

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed the following engrossed bills:

"An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the last wills and testaments of Bradish Johnson, the elder, of Helena J. Parsons, of Effingham L. Johnson, and of Cuthbert S. Johnson, and the persons or corporations or the chamberlain of the city of New York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the real estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the 'estate of Bradish Johnson,' a corporation," relative to the authority of the guardians of Evelyn K. Parsons et al." (No. 342, Int. No. 8.)

Mr. Harberger presented a notice from Isidor Cohen withdrawing his notice of contest for the seat now held by Charles S. Adler, for the Eighth Assembly district of the county of New York, which was referred to the committee on privileges and elections.

Mr. Babcock offered, for the consideration of the House, a resolution in the words following:

Whereas, There is now pending in the United States Senate a bill relative to oleomargarine providing that when such commodity is transported from any State or territory into another State, that the goods shall immediately upon entering said State become subject to the laws of the said State to the same extent and in the same manner as though they had been manufactured or produced in said State and shall not be exempt therefrom by reason of the fact that said goods are in the original importers package; and, further, providing that oleomargarine manufactured for interstate commerce traffic in imitation or semblance of butter, shall be taxed ten cents per pound; and,

Whereas, The results desired to be obtained by the enactment of this act into a law is to drive the fraud out of the oleomargarine traffic that now exists in it, to the end that the consuming public may not be deceived or defrauded; and,

Whereas, Its passage will be in the interest of the honest pro-

ducers of dairy products to the end that oleomargarine cannot be imposed upon the consumers as or for butter, and therefore, be it,

Resolved, That if the Senate concur the Legislature of the State of New York hereby respectfully request the United States Senate to pass said measure in the interest, primarily, of the consumers of dairy products in this country, and, secondly, in the interest of the honest producers of dairy products of this country and to the end that in the traffic of dairy products, commercial integrity may remain unimpaired; and, it further,

Resolves, That a copy of these preambles and resolutions made patent by the signature of the clerk of the Senate and Assembly, be forwarded to the Senate of the United States and be entered upon the journals of this House.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative, Mr. Kelsey voting in the negative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Van Name offered, for the consideration of the House, a resolution in the words following:

Resolved, That the Senators and Representatives from the State of New York are requested to urge the federal government to deed to the city of New York Governors Island, that it may be used for a public city park and for complete tunnel construction from the borough of Manhattan to South Brooklyn and Staten Island; or, failing to obtain a deed, that they secure the best arrangement possible by which the homely structures and the military prison shall be removed, and the island used as a parade ground for the Navy, a park for the city of New York, and for tunnel construction from the borough of Manhattan to South Brooklyn and Staten Island; to the end that the people derive profit, and the grandest harbor of the world be preserved in all its beauty.

Said resolution giving rise to debate.

Ordered, That said resolution lie on the table.

Mr. Morgan offered, for the consideration of the House, a resolution, in the words following:

Whereas, There is a bill now pending before the Senate of the United States and House of Representatives in Washington to authorize and secure the purchase of Temple Farm, in York county, Virginia, by the United States government, that the same

may be held forever in commemoration of the final struggle for American independence, which took place on that spot;

Resolved (the Senate concurring), That the Senators and members of Congress from New York be requested to use their influence to secure the purchase of said farm and that a copy of this resolution be forwarded to the Senators and members of Congress from New York.

Said resolution giving rise to debate.

Ordered, That said resolution lie on the table.

Mr. Fordyce offered, for the consideration of the House, a resolution, in the words following:

Resolved, That there be printed 1,000 additional copies of Assembly bill, printed No. 301, relative to taxation of certain corporations;

Also, 1,500 additional copies of Assembly bill, printed No. 477, relative to taxation of bank shares for the use of the Assembly, which was referred to the committee on public printing.

On motion of Mr. Allds the House adjourned.

TUESDAY, JANUARY 29, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edwin Forrest Hallenbeck.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Speaker presented the annual report of Attorney-General John C. Davies, which was laid upon the table and ordered printed.

(See Document.)

Mr. Adams introduced a bill entitled "An act to facilitate travel upon and limit the fares on elevated railroads in the city of New York, operating in the borough of Brooklyn" (Int. No. 477), which was read the first time, and referred to the committee on railroads.

Mr. Allston introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of Susan J. Deltry, Eugene M. Draper and Julia Bergersrud, against the State of New York, for damages alleged to have

been sustained by them and to render judgment therefor" (Int. No. 478), which was read the first time, and referred to the committee on claims.

Mr. Holsten introduced a bill entitled "An act to close that part of Sea Breeze avenue, in the borough of Brooklyn, city of New York, lying between the easterly side of the Ocean Parkway and the westerly side of East Fifth street" (Int. No. 479), which was read the first time, and referred to the committee on affairs of cities.

Mr. McMillan introduced a bill entitled "An act to fix the compensation of the assessors in the town of Rotterdam, in the county of Schenectady" (Int. No. 480), which was read the first time, and referred to the committee on internal affairs.

Mr. McQuade introduced a bill entitled "An act to incorporate the Utica Corn Hill Benefit association of the city of Utica" (Int. No. 481), which was read the first time, and referred to the committee on charitable and religious societies.

Mr. Rodenbeck introduced a bill entitled "An act for the relief of Jacob Markey, and to ratify and confirm his appointment as a member of the police force of the city of Rochester" (Int. No. 482), which was read the first time, and referred to the committee on affairs of cities.

Mr. Seymour introduced a bill entitled "An act to amend the Code of Civil Procedure in relation to distribution of personal property of an intestate" (Int. No. 483), which was read the first time, and referred to the committee on codes.

Mr. Sherer introduced a bill entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of certain owners of real property in New York city for damages alleged to have been caused to said property by the operations carried out pursuant to chapter 339 of the Laws of 1892" (Int. No. 484), which was read the first time, and referred to the committee on claims.

Mr. James E. Smith introduced a bill entitled "An act to ratify the laying out of the property situate, lying and being in the city of New York, borough of Manhattan, bounded and described as follows: On the north by the southerly side of 54th street, on the south by the northerly side of 52d street, on the east by the westerly side of 11th avenue, and on the west by the easterly

side of 12th avenue for a small public park, and to provide for the payment of the expenses of acquiring title thereto and the construction and improvement thereof" (Int. No. 485), which was read the first time, and referred to the committee on affairs of cities.

Mr. Weber introduced a bill entitled "An act to facilitate the administration of criminal justice in the county of Kings, by providing in and for said county an additional court for the trial of indictments" (Int. No. 486), which was read the first time, and referred to the committee on affairs of cities.

Mr. Knipp introduced a bill entitled "An act to amend the State Charities Law, relating to the transfer of inmates to the penitentiary of Elmira, or Eastern New York Reformatories" (Int. No. 487), which was read the first time and referred to the committee on State prisons.

Mr. Leggett introduced a bill entitled "An act to repeal title 5 of chapter 15 of part 1 of the Revised Statutes in relation to the Lewiston school fund, and to repeal chapter 152 of the Laws of 1892 amendatory thereof, and to provide for the conversion of the fund created by said laws into money, and the disposition of the same" (Int. No. 488), which was read the first time and referred to the committee on public education.

Mr. Marson introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to close season and possession of deer" (Int. No. 489), which was read the first time and referred to the committee on fisheries and game.

Mr. Knipp introduced a bill entitled "An act to amend chapter 615 of the Laws of 1884, entitled 'An act to revise the charter of the city of Elmira' as amended relative to assessments" (Int. No. 490), which was read the first time and referred to the committee on affairs of cities.

Mr. McKeown introduced a bill entitled "An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians" (Int. No. 491), which was read the first time and referred to the committee on affairs of cities.

Mr. Bryan introduced a bill entitled "An act to amend the Insurance Law, in relation to the repayment of excess premiums in case of over-insurance against loss by fire" (Int. No. 492),

which was read the first time and referred to the committee on insurance.

Mr. Conger introduced a bill entitled "An act to amend the Public Health Law, by adding thereto a new section to be known as section 207-b, relative to cadavers in certain counties" (Int. No. 493), which was read the first time and referred to the committee on public health.

Mr. Fisher introduced a bill entitled "An act to amend the Highway Law, in relation to the duties of commissioners and overseers of highways" (Int. No. 495), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Town Law, in relation to the canvass of the votes where the town meeting is held in election districts" (Int. No. 496), which was read the first time and referred to the committee on internal affairs.

Mr. Leggett introduced a bill entitled "An act to amend the Fisheries, Game and Forest Law, being chapter 31 of the general laws, and the acts amendatory thereof, relating to fishing in Lake Ontario in Niagara county" (Int. No. 497), which was read the first time and referred to the committee on fisheries and game.

Mr. Swarts introduced a bill entitled "An act to provide for the repairing and rebuilding of the wing walls and approach of a bridge over the outlet of Crooked lake, in the town of Milo, Yates county, and making an appropriation therefor" (Int. No. 498), which was read the first time and referred to the committee on ways and means.

Mr. Apgar introduced a bill entitled "An act to amend chapter 357 of the Laws of 1887, in relation to the receiver of taxes and assessments in the town of Cortlandt and village of Peekskill" (Int. No. 499), which was read the first time and referred to the committee on internal affairs.

Mr. F. D. Lewis introduced a bill entitled "An act to provide for the extraordinary repairs and improvement of existing mechanical and other structures and works on and connected with the canals of this State" (Int. No. 500), which was read the first time and referred to the committee on ways and means.

By unanimous consent.

Mr. Keown introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to fishing in Peconic bay"

(Int. No. 501), which was read the first time and referred to the committee on fisheries and game.

By unanimous consent.

Mr. Dickey introduced a bill entitled "An act in relation to the Nyack Hospital in the county of Rockland" (Int. No. 494), which was read the first time.

On motion of Mr. Dickey, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

Mr. Speaker announced the special order, being the bill (No. 30) entitled "An act to amend the Domestic Relations Law in relation to marriages." (Int. No. 30.)

Said bill having been announced for a third reading.

On motion of Mr. Weekes, and by unanimous consent, said bill was made a special order on third reading for February 5, next immediately after the reading of the journal.

The bill (No. 6) entitled "An act giving authority to the Commissioners of the Land Office to grant and convey to the United States of America, certain lands under water in the harbor of New York at Governor's island, and to cede jurisdiction to the United States over said lands under water" (Int. No. 61), having been announced for a third reading,

Mr. Speaker announced the pending question to be upon the motion of Mr. McKeown to recommit said bill to the committee on ways and means with instructions to report the same forthwith amended as follows:

Page 2, line 3, after the word "authorized" strike out words "and directed" and insert the words "in the discretion."

Mr. Speaker put the question whether the House would agree to said motion of Mr. McKeown, and it was determined in the affirmative.

Mr. Allds, from the committee on ways and means, reported said bill, amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 8) entitled "An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the last wills and testaments of Bradish Johnson, the elder, of Helena J. Parsops, of Effingham L. Johnson, and of

Cuthbert S. Johnson, and the persons or corporations or the chamberlain of the city of New York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the real estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the 'estate of Bradish Johnson', a corporation,' relative to the authority of the guardians of Evelyn K. Parsons et al." (Int. No. 8), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	Mathews	Rodenbeck
Adler	Daly	Hammond	McInerney	Rogers
Ahern	Darrison	Hanford	McKeown	Ross
Allds	Davis	Harburger	McMillan	Ruehl
Allston	DeGraw	Harris	McQuade	Salyerds
Apgar	Delaney	Hasenflug	Meister	Sanders
Axtell	Dempsey	Hatch	Morgan	Scanlon
Babcock	Dickey	Hawkins	Nye	Schneider
Baker	Dickinson	Henry	O'Brien	Seymour
Baum	Dooling	Hitchcock	O'Connell	Sherer
Bedell	Duross	Holsten	O'Malley	Smith A R
Bell	Dusinbery	Honeck	Orr	Smith J E
Bennet	Egan	Hyman	Patton	Smith J L
Blackwell	Ellis	Irwin	Phillips	Smith J T
Bradley	Everett	Juengst	Phipps	Smith S W
Brill	Fancher	Kaiser	Plank	Smith W H
Brooks	Fish	Keenan	Platt	Stevens
Bruckner	Fisher	Kelly	Poth	Sullivan
Bryan	Fitzgerald	Kelsey	Prince	Swift
Burnett	Fitzpatrick	Knipp	Rainey	Thorn
Burns	Fowler	Landon	Reilley	Traub

Cadin	Frisbie	Leggett	Remsen	Ulmann
Conger	Galbraith	Lewis M E	Reynolds	Vacheron
Cook	Gardiner R	Lewis T D	Richter	Waite
Cooley	Gardner C J	Lynn	Rider	Weber
Coons	Graeff	Mains	Rierdon	Weekes
Costello	Griffith	Mansfield	Roberts	Wilson H
Cotton	Hallock	Marson	Robinson	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 75) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens and to provide for the government thereof,' in relation to the Municipal Court of the city of New York in the borough of Brooklyn" (Int. No. 75), was read the second time.

On motion of Mr. Holsten, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 166) entitled "An act to amend section 73, article 4, chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State,' constituting chapter 31 of the general laws" (Int. No. 166), was read the second time.

On motion of Mr. Cook, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 28) entitled "An act for the relief of the Elliott & Hatch Book Typewriter Company, in payment for merchandise and supplies sold to the city of New York" (Int. No. 28), was read the second time.

On motion of Mr. J. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to provide for the system of taxation for working and repairing highways in the town of DeWitt in the county of Onondaga during the year 1901." (No. 115, Int. No. 115.)

"An act legalizing the action of the board of supervisors of

the county of Seneca in changing the time of holding town meetings." (No. 113, Int. No. 113.)

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 122) entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to organize and establish a police department for the city of Yonkers,' and the acts amendatory thereof" (Int. No. 122), reported the same with the following recommendations:

Page 1, line 2, after the word "ninety-eight" insert the words "entitled 'An act to amend chapter one hundred sixty-three of the laws of eighteen hundred seventy-three, entitled An act to organize and establish a police department for the city of Yonkers, and the acts amendatory thereof,' as amended by chapter four hundred sixty of the laws of eighteen hundred ninety-nine."

Page 2, underscore all of lines 2 and 3.

Same page, line 4, under score the word "year."

Same page, line 11, after "missioners" insert in brackets the words "patrolmen, not exceeding four, assigned to duty as roundsmen, shall receive an additional compensation of one hundred dollars a year during such assignment."

Same page, line 13, after the word "ninety-nine" insert in brackets the words "one electrician at twelve hundred dollars a year; one police surgeon at such compensation as the board shall fix from time to time, not exceeding twelve hundred dollars a year."

Same page, line 14, underscore the word "each."

Same page, line 16, after the word "at" insert in brackets the words "not exceeding."

Same page, same line, after the word "year" insert in brackets the words "one clerk at not exceeding nine hundred dollars a year."

Same page, lines 18 and 19, underscore the words "as herein cited above."

Same page, line 18, after the word "therefor" insert in brackets "except as herein provided."

Same page, line 19, after the word "except" insert in brackets as follows: "the clerk, electrician, and assistant hostler and."

Page 3, strike out underscoring where it appears on said page. Amend the title to read as follows: "An act to amend chapter five hundred and ninety-six of the laws of eighteen hundred and ninety-eight, relative to the salaries of the police force of the city of Yonkers."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations.

“An act to create a department of labor and the office of commissioner of labor, and abolishing the offices of commissioner of labor statistics and factory inspector, and the State Board of Mediation and Arbitration.” (No. 344, Int. No. 46.)

“An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue in the town of New Lots, in the county of Kings.” (No. 66, Int. No. 66.)

“An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to Valentine M. Collins, compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, pending the preparation of municipal civil service eligible lists for the position of supervisor of truancy in said department. (No. 85, Int. No. 85.)

“An act to amend chapter 314 of the laws of 1874, entitled ‘An act to establish a board of police and fire commissioners of the city of Utica,’ as amended by section 2 of chapter 330 of the Laws of 1899, relating to the classification and compensation of policemen. (No. 343, Int. No. 12.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 303) entitled “An act to amend chapter 535 of the Laws of 1888, entitled ‘An act to incorporate the city of Middletown’ relating to the improvement of water works and issuing bonds therefor” (Int. No. 303), reported the same with the following recommendations:

Page 1, line 2, after the word “eighty-eight” insert the words “entitled ‘An act to incorporate the city of Middletown.’”

Page 2, line 5, strike out the word “of” and insert the word “or” in lieu thereof.

Page 3, line 2, after the word “determine” insert a comma.

Same page, line 3, after the word “city” insert a comma.

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the bills entitled as follows:

“An act to amend the charter of the city of Rochester, relative to expenses incident to improvements.” (No. 424, Int. No. 260.)

“An act to amend chapter 485 of the Laws of 1883, and the acts amendatory thereof, relative to the issuing of bonds by the Common Council of the city of Schenectady.” (No. 420, Int. No. 100.)

“An act to amend chapter 772 of the Laws of 1896, relative to the salary of chief clerk of the district attorney of Kings county.” (No. 422, Int. No. 126.)

“An act to amend chapter 588 of the Laws of 1899, relative to the compensation of the officers appointed by the Board of Fire Commissioners of the city of Schenectady.” (No. 421, Int. No. 107.)

“An act to amend chapter 1026 of the Laws of 1895, entitled, ‘An act to provide for the appointment of a State Commission of Prisons, and defining its duties and powers,’ relative to the membership of such commission.” (No. 457, Int. No. 170.)

“An act to provide for the support and maintenance of the several State Prisons.” (No. 278, Int. No. 264.)

“An act to amend chapter 615 of the Laws of 1894, entitled, ‘An act to revise the charter of the city of Elmira’ with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the Board of Police of the city of Elmira.” (No. 423, Int. No. 185.)

“An act to amend chapter 652 of the Laws of 1899, entitled ‘An act relative to the new East river bridge, authorized to be constructed by chapter 789 of the Laws of 1895, entitled An act to authorize the construction of a bridge over the East river between the cities of New York and Brooklyn,’ relative to taxing the costs of proceedings in acquiring lands, premises, et cetera.” (No. 419, Int. No. 48.)

“An act to legalize, ratify and confirm certain bonds of the village of East Aurora, issued in pursuance of a special election held on the 12th day of June, 1899, for the paving of Main street of said village.” (No. 222, Int. No. 222.)

"An act to release to Franciska Stierle (formerly Franciska Braun) all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx, in the county of New York, acquired by escheat or otherwise upon the death of Conrad Braun, deceased." (No. 208, Int. No. 208.)

On motion of Mr. Allds, the House adjourned.

WEDNESDAY, JANUARY 30, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Frank Richard Morris.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Adler introduced a bill entitled "An act to amend chapter 682 of the Laws of 1897, entitled 'An act for licensing and regulating bonds of auctioneers in cities of 1,000,000 and over'" (Int. No. 502), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York charter, in relation to the street cleaning department" (Int. No. 503), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to provide for the licensing of fireman operating steam stationary boiler or boilers in the city of New York" (Int. No. 504), which was read the first time and referred to the committee on affairs of cities.

Mr. Baum introduced a bill entitled "An act providing that the police commissioners of the city of New York may in their discretion reappoint Robert McFarland, an ex-policeman of the city of New York, who resigned from said police department, December 12, 1898" (Int. No. 505), which was read the first time and referred to the committee on affairs of cities.

Mr. Bedell introduced a bill entitled "An act to amend section 396 of the Code of Civil Procedure in relation to limitations of

actions" (Int. No. 506), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend section 24 of chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws,' relating to milk cans" (Int. No. 507), which was read the first time and referred to the committee on agriculture.

Mr. Cotton introduced a bill entitled "An act to authorize the city of New York to exchange a block of land owned by it in the Eighth ward of the borough of Brooklyn for another block of land in said ward" (Int. No. 508), which was read the first time and referred to the committee on affairs of cities.

Mr. Fancher introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to quail in Cattaraugus and Chautauqua counties" (Int. No. 509), which was read the first time and referred to the committee on fisheries and game.

Mr. Fordyce introduced a bill entitled "An act to amend section 86 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' and the several acts amendatory thereof" (Int. No. 510), which was read the first time.

On motion of Mr. Fordyce, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of cities.

Mr. R. Gardiner introduced a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and 2 feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Emerson street, in the city of Rochester, from the west end of the asphalt pavement at Deep Hollow, so called, to Dewey avenue, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 511), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and 2 feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Clarissa street from Ex-

change street to the Genesee river bridge, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads " (Int. No. 512), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and 2 feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Emerson street in the city of Rochester, from Backus street to Deep Hollow, so called, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads " (Int. No. 513), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and 2 feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Central avenue in the city of Rochester, from Clifton avenue north to Genesee river, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads " (Int. No. 514), which was read the first time and referred to the committee on railroads.

Also a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and 2 feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Caladonia avenue in the city of Rochester, from the Erie canal to Plymouth avenue, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads " (Int. No. 515), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and 2 feet in width outside of the tracks of the street surface railroad or railroads

maintained, used and operated upon Dewey avenue (formerly called Thrush street) in the city of Rochester, from Emerson street to Driving Park avenue, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 516), which was read the first time and referred to the committee on railroads.

Mr. Geoghan introduced a bill entitled "An act to amend the Labor Law, relative to the time when wages are to be paid" (Int. No. 517), which was read the first time, and referred to the committee on labor and industry.

Mr. Hawkins introduced a bill entitled "An act to regulate the rate of fare upon railroads in the borough of Brooklyn" (Int. No. 518), which was read the first time, and referred to the committee on railroads.

Mr. Irwin introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing through the ice in the waters of Washington county" (Int. No. 519), which was read the first time, and referred to the committee on fisheries and game.

Mr. O'Brien introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for web-footed wild fowl" (Int. No. 520), which was read the first time, and referred to the committee on fisheries and game.

Mr. Prince introduced a bill entitled "An act to prevent the placing of fences on roofs for the display of advertisements other than for the business of lessee of building on which the fence is built, the same to be no higher than four feet. Also, of fences on ground in front of vacant lots, the same to be no higher than ten feet from ground to top of fence in any portion of the city of New York known as the borough of Manhattan, Bronx, and Brooklyn, and to have all fences now on roofs and on grounds in violation of this act removed before August, 1901" (Int. No. 521), which was read the first time, and referred to the committee on affairs of cities.

Mr. Reynolds introduced a bill entitled "An act to enable storage warehousemen to collect their charges upon goods deposited with them by the sale thereof" (Int. No. 522), which was read the first time, and referred to the committee on affairs of cities.

Mr. Rodenbeck introduced a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Monroe avenue, in the city of Rochester, from the west line of Dartmouth street to 150 feet east of the Erie canal, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 523), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Main street, east, in the city of Rochester, from University avenue, to Circle street, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 524), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Monroe avenue, from Clinton avenue south, to South Goodman street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 525), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Central avenue, from Clinton avenue north, formerly called North Clinton street to North street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using

and operating said street surface railroad or railroads" (Int. No. 526), which was read the first time, and referred to the committee on railroads

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Clinton avenue, north from Andrews street, to the New York Central and Hudson River railroad, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 527), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon North street, from Weld street to Nash street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 528), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Clinton avenue from Main street, north, east to Andrews street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 509), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Clinton avenue north

formerly called North Clinton street, in the city of Rochester, from the New York Central and Hudson River railroad to the north line of Clifford street, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 530), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Elm street, from Main street, east to Chestnut street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using, and operating said street surface railroad or railroads" (Int. No. 531), which was read the first time, and referred to the committee on railroads.

Mr. Schneider introduced a bill entitled "An act regulating the hours of duty of firemen in cities of the first class" (Int. No. 532), which was read the first time, and referred to the committee on affairs of cities.

Mr. J. E. Smith introduced a bill entitled "An act for the relief of Manheim Brown" (Int. No. 533), which was read the first time, and referred to the committee on affairs of cities.

Mr. McQuade introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of William Murtaugh, against the State, for services rendered by him to the State and render judgment therefor" (Int. No. 534), which was read the first time, and referred to the committee on claims.

Mr. Cook introduced a bill entitled "An act to amend chapter 135 of the Laws of 1884, relative to the publication of notices of tax sales in the county of Erie" (Int. No. 535), which was read the first time, and referred to the committee on internal affairs.

Mr. Costello introduced a bill entitled "An act to amend the Public Health Law, in relation to the application of the article regulating pharmacy" (Int. No. 536), which was read the first time, and referred to the committee on public health.

Mr. Fitzgerald introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of health in the years 1899 and 1900, prior to the classification and preparation of municipal civil service eligible lists for the position of anti-toxin accountant in said department" (Int. No. 537), which was read the first time, and referred to the committee on affairs of cities.

Mr. Harburger introduced a bill entitled "An act to inspect illuminating gas in the city of New York" (Int. No. 538), which was read the first time, and referred to the committee on electricity and gas.

Also, a bill entitled "An act to provide for reports of gas main leakage under streets and public roads" (Int. No. 539), which was read the first time, and referred to the committee on electricity, gas and water supply.

Mr. S. W. Smith introduced a bill entitled "An act to amend the Tax Law, in relation to the assessment of personal property" (Int. No. 540), which was read the first time, and referred to the committee on taxation and retrenchment.

Mr. Coughtry introduced a bill entitled "An act to amend chapter 198 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' as amended by chapter 286 of the Laws of 1891, in relation to buildings in said city" (Int. No. 541), which was read the first time, and referred to the committee on affairs of cities.

Mr. Bedell introduced a bill entitled "An act to amend the Railroad Law, by conferring upon the board of railroad commissioners jurisdiction of corporations formed for supplying gas, or for electric lighting, heating or power purposes" (Int. No. 542), which was read the first time, and referred to the committee on railroads.

Mr. Costello introduced a bill entitled "An act to amend the Labor Law, relating to tenement-made articles" (Int. No. 543), which was read the first time, and referred to the committee on labor and industry.

By unanimous consent,

Mr. Patton introduced a bill entitled "An act making an appropriation for drainage in the northern part of the town of Amherst, and in the town of Clarence, in the county of Erie, by deepening and improving the channels of the creeks and ditches that flow into the Tonawanda and Ellicott creeks, in said town of Amherst" (Int. No. 544), which was read the first time, and referred to the committee on ways and means.

By unanimous consent,

Mr. Duross introduced a bill entitled "An act to amend chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws', as amended by chapter 284 of the Laws of 1897, relating to taxable transfers of property" (Int. No. 545), which was read the first time, and referred to the committee on taxation and retrenchment.

The Senate sent for concurrence the Senate bill (No. 140), entitled "An act relating to the police department of the city of New York; to terminate the terms of office of the police commissioners of said city; to abolish the office of chief of police in said city; to concentrate the functions heretofore exercised by such commissioners and chief in a single commissioner, to provide for the appointment and removal of such commissioner and his deputies; and to enlarge the powers heretofore exercised by said commissioners and to confer such enlarged powers upon such single commissioner and his deputies; to transfer the powers and functions heretofore exercised by the treasurer of the police board to the comptroller of the city of New York; and to take from such commissioner the control of the general bureau of elections, and to abolish such bureau" (Rec. No. 5), which was read the first time and referred to the committee on affairs of cities.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Burnett, Int. No. 375, entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' generally" (No. 390), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Burnett, Int. No. 282, en-

titled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' relative to delivery of assessment-roll and use of seal" (No. 309, reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ahern, Int. No. 175, entitled "An act to amend chapter 267 of the laws of 1892, entitled 'An act to create a park commission and to provide for the establishment and maintenance of one or more additional parks in the city of Troy'" (No. 175), reported the following substitute bill:

AN ACT to provide for the acquisition and improvement by the city of Troy of certain lands in said city for public park purposes.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The commissioner of public works of the city of Troy, with the aid of the corporation counsel of said city, is hereby authorized, empowered and directed, for, on behalf of, and in the name of said city to acquire for public park purposes, free and clear from all claims, liens and incumbrances, the title in fee in and to certain real property situated in said city and described as follows: Being all that tract or parcel of land situate in the city of Troy, county of Rensselaer and state of New York, described as follows: Lands known as Warren hill, Troy, New York, including Mount Ida and River View properties. The above property being situated in the eighth and first wards of Troy, New York, and bounded as follows:—Beginning at A, a point about five hundred feet south of intersection of Short Seventh and Ferry streets and running approximately east two degrees to Ferry street and bounded on north by south line of building lots fronting on Ferry street to intersection of right of way known as Vail road B. Thence from C along the south line of building lots fronting on Congress street to point of intersection with Congress street, marked D: thence along west street line of Congress street to a road leading to Chestnut street: thence along the north boundary of said road to west side of Chestnut street: thence southerly along the west side of Chestnut street to its point of intersection with the line of Old Mount

Ida cemetery to point of intersection with lands of one Ruff, marked E: thence westerly about two degrees to Hill street to point intersecting south line of lot number thirty-nine Hill street, which vacant lot is the property of the Warren estate, which lot is at the intersection of Hill, Jefferson and Sixth streets: thence along the rear of Hill street lots taking in lots number thirty-three and number thirty-four Hill street, and following the rear line of lot fronting on east side of Haverman's avenue and John street, to point of beginning;—Said property containing about seventy-five acres more or less. The above description is made with reference to a map made by E. R. Cary, which is made a part of said description, by deed or grant to be approved as to form by the corporation counsel, and, in case the said commissioner of public works shall be unable to agree with the owner or owners of said lands for the purchase thereof, he shall have the right and he is hereby authorized and directed, for, on behalf of, and in the name of said city to acquire title in fee to the same free and clear of all claims, liens and incumbrances in the manner and by the proceedings provided by chapter twenty-three of the code of civil procedure for the condemnation of real property and the several acts amendatory thereof and supplemental thereto. The cost of the lands, the title to which shall be acquired as provided in this act shall not exceed the sum of one hundred and sixty thousand dollars.

§ 2. Upon the acquisition of said real estate as provided herein the same shall forthwith be suitably improved and forever afterward properly maintained by said city as a free public park.

§ 3. For the purpose of laying out, improving and embellishing the public parks established under this act, and of paying for any lands or property which may be purchased, taken or condemned under the provisions of this act, and to defray the expenses and disbursements of the said commissioner of public works, the city of Troy is hereby authorized and directed to borrow the sum of one hundred and sixty thousand dollars, and to secure the repayment with interest thereon, the bonds of the city of Troy to the amount of one hundred and sixty thousand dollars shall, as soon as may be after the passage of this act, be issued under the seal of the city of Troy and the signatures of the mayor and city treasurer of said city and also under the countersignature of the comptroller of said city. Said bonds shall be known as the "city of Troy park bonds" and shall be payable in not less than five nor more than forty years from the date of their issues as shall be determined upon by the board of estimate and apportionment of said city. They shall be of one thousand dollars each, and shall bear interest at a rate not exceeding four per centum per annum, payable semi-annually by the city

treasurer of the city of Troy out of the public treasury. Said bonds or the proceeds thereof shall constitute the funds to be held by the treasurer of said city, subject to the warrants of the commissioner of public works, signed by him, and countersigned by the comptroller of said city, for executing the provisions of this act, and the city treasurer shall pay out of said fund on the warrants of said commissioner of public works, countersigned as aforesaid for any lands or property purchased, taken or condemned as aforesaid, and also on like warrants, for grading, laying out, improving or embellishing the public park authorized under this act, and their approaches, such sums as said commissioner of public works may expend for such purpose, or expend and disburse under this act.

§ 4. The bonds of the city of Troy which shall be issued by virtue of this act shall be sold by the comptroller of said city either at public sale or by inviting sealed proposals therefor, as he may deem best, to the highest bidder, but in no case at less than par, and the proceeds of such sales shall be paid over to the city treasurer of said city for the use of the said commissioner of public works. The payment of the interest and principal of said bonds shall be made and provided for by tax upon the real and personal property liable to taxation in said city in the same manner as are the ordinary expenses of maintaining the city government. Said bonds shall be registered in the offices of the comptroller and city treasurer of said city, and said register shall be open to the inspection of any citizen.

§ 5. All acts or parts of acts in so far as inconsistent with the provisions of this act are hereby repealed.

§ 6. This act shall take effect immediately.

OTTO KELSEY,

Chairman.

Which report was agreed to, and said substitute bill ordered printed and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schneider, Int. No. 84, entitled "An act to terminate the terms of office of the police commissioners of the city of Buffalo; to abolish the offices of superintendent of police and assistant superintendent of police in said city; to concentrate the functions heretofore exercised by such commissioners and by the police board and by the superintendent of police and assistant superintendent of police in a single commissioner; to provide for the appointment and removal of such commissioner and his deputy; and to enlarge the powers hereto-

fore exercised by said commissioners and said board of police, and to confer such enlarged powers upon such single commissioner and his deputy " (No. 84), reported the same with the following amendment:

Page 2, line 15, after the word "either" insert the words "and shall be ineligible for reappointment thereto."

Same page, line 16, after the word "city" insert the words "within ten days after any vacancy shall occur."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Leggett, Int. No. 390, entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' and the acts amendatory thereof and supplemental thereto, by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, and otherwise" (No. 418), reported in favor of the passage of the same, with the following amendment:

Page 7, line 19, strike out the word "easterly" and insert in lieu thereof the word "westerly."

Page 8, line 25, strike out the word "thirtieth" and insert the word "thirteenth."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. O'Malley, Int. No. 77, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (No. 459), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Adams, Int. No. 65, en-

titled "An act to direct the board of estimate and apportionment of the city of New York to audit and allow the interest on assessments to the owners and persons interested on the land assessed by said city within the lines of the assessment for the paving and grading of Logan street, Berriman street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street, Market street, Belmont avenue, Miller avenue, Essex street and Sutter avenue under chapter 310 of the Laws of 1892, all in the borough of Brooklyn, city of New York" (No. 65), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. E. Smith, Int. No. 321, entitled "An act to amend section 762 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government thereof' relative to precautions against fire and use of aisles in places of amusement" (No. 321), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Weber, Int. No. 129, entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (No. 129), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Adams, Int. No. 227, entitled "An act providing for the paving of Bushwick avenue, in the borough of Brooklyn, in the city of New York" (No. 263), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Wilson, Int. No. 148, entitled "An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace of the notice of her intention to commence an action against the city of New York for damages for personal injuries and of the time and place at which the injuries were received" (No. 148), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 193, entitled "An act to amend chapter 764 of the Laws of 1900, passed and approved May 4, 1900, entitled 'An act providing for the opening, extending, laying out and improving of Bedford avenue, in the borough of Brooklyn, in the city of New York'" (No. 193), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Ahern, Int. No. 304, entitled "An act to change the corporate name of the Troy Young Men's association to the Troy Public Library" (No. 334), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. McInerney, Int. No. 190, entitled "An act in relation to land condemned for public improvements" (No. 190), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was recommitted the bill introduced by Mr. O'Connell, Int. No. 182, entitled "An act to amend section 32 of chapter 909 of the Laws of 1896 entitled 'An act in relation to the elections', constituting chapter 6 of the general laws" (No. 347), reported the same with the following amendment:

Page 3, line 3, after the word "country" strike out the words "state or province."

Same page and line, after the word "nativity" insert the words "which shall mean the country, state or province of the elector's birth, irrespective of his former political allegiance."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Fish, from the committee on the judiciary, to which was referred the concurrent resolution introduced by Mr. Morgan, Int. No. 310, entitled "Concurrent resolution proposing amendment to article 8, section 10, of the constitution, relating to counties, cities and towns not to give or loan money or credit; limitation of indebtedness" (No. 339), reported in favor of the passage of the same, with the following amendment:

Page 2, line 10, after the word "now" insert the words "exist, shall."

Page 3, line 2, after the word "taxes" insert a comma.

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed in the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. W. H. Smith, Int. No. 275, entitled "An act to amend the Code of Civil Procedure, relating to, the city court of the city of New York" (No. 275), reported the same with the following amendments:

Page 3, line 15, after the word "notices" insert a comma.

Same page, line 25, strike out the words "or of the execution of a reference."

Same page, line 26, strike out the words "or writ of inquiry."

Page 4, line 20, after the word "trial" strike out the "semicolon" and insert in lieu thereof a period.

Same page, same line, in the word "note" strike out the small "n" and insert in lieu thereof a capital letter "N."

Page 4, line 25, between the bracket and the word "if" insert a comma.

Page 5, line 5, strike out the numerals "IX" and insert in lieu thereof "XX."

Same page, line 9, in the word "section" strike out "tion" and insert a period.

Same page, lines 10, 16, 17, 18, 19, 20 in the word "idem" strike out "em" and insert a period after id.

Page 6, line 8, strike out the underscored line below the word "the."

Same page, line 9, after the word "chambers" underscore the word "or."

Same page, line 19, after the word "term" strike out the comma and insert in lieu thereof a period.

Same page, same line, the word "proceedings" is printed in the code with a capital "P," in the bill with a small letter, when reprinted the capital "P" will appear in brackets and the small "p" underscored.

Same page, line 23, underscore the comma between the words "first" and "third."

Same page, line 26, underscore the words, "such appeal shall be heard in."

Page 7, line 9, strike out the semicolon and insert in lieu thereof a colon.

Page 8, line 13, underscore the comma between the words "act" and "so."

JOHN A. WEEKES,

Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Dusingery, Int. No. 209, entitled "An act authorizing the railroad commissioner of the town of Mamakating, Sullivan county, New York, to issue bonds to retire outstanding bonds as they may become due" (No. 209), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. McMillan, Int. No. 252, entitled "An act to authorize the board of supervisors of the county of Schenectady to sell the county poorhouse farm and buildings, and the county fair and parade grounds, situate in the fifth ward of the city of Schenectady, and to apply the proceeds derived from such sales to the purchase of a new poorhouse site, and the erection of the necessary buildings thereon, or to the

erection of new buildings upon part of the present site; also to repeal chapter 312 of the Laws of 1869, chapter 246 of the Laws of 1873 and chapter 79 of the Laws of 1892" (No. 252), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Stevens, Int. No. 288, entitled "An act fixing the expenses of trials or proceedings in the courts of the State for felonies and misdemeanors committed on Indian reservations" (No. 288), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Nye, Int. No. 364, entitled "An act to authorize the town of Orange in the county of Schuyler to reimburse and pay Robert Bell for moneys loaned by him to said town to defray the poor expenses of said town" (No. 379), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Stevens, Int. No. 444, entitled "An act to amend the highway law, relative to reports of commissioners of highways" (No. 471), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Marson, Int. No. 226, entitled "An act to provide for the holding of town meetings and elections in counties of the State having a certain population" (No. 206), reported in favor of the passage of the same, with the following amendments:

Page 2, line 2, after the word "election" insert the words "held at the same time that such town meeting is held. All elective town officers shall be elected at such general election."

Page 3, line 6, strike out the word "as" and insert the word "of."

Same page, line 26, after the word "canvassers" insert the

words "thereof to be elected to a town office therein, a certificate of the determination of such board. Upon the receipt by the town clerk of a certified copy of the certificate of the determination, of the county board of canvassers."

Page 4, line 11, after the word "Monday" insert the words "of November."

Same page, line 15, after "election" insert the words "for each election."

Page 5, line 1, make the word justice read "justices."

Same page, line 5, strike out the word "the" after the word "of."

Same page, line 15, insert a comma after the word "held."

Page 6, line 5, insert a comma after the word "shall."

Same page, line 6, insert a comma after the word "misdemeanor."

Same page, line 20, insert a comma after the word "shall."

Same page, line 21, insert comma after the word "misdemeanor."

Page 7, line 3, strike out the word "and" and insert a period.

Same page, line 3, commence the word "the" before supervisor with a capital.

Same page, line 4, after the word "office" insert the words "except justices of the peace."

Same page, line 8, after the word "office" insert the words "except justices of the peace."

Same page, after section 8, insert "Section 9. All acts and parts of acts inconsistent with the provisions of this act, in so far as they relate to any such county, are hereby repealed."

Same page, make section 9 read section 10.

Amend the title to read as follows:

"An act to provide for the holding of town meetings and elections in counties of the State, having a certain population, and to fix the salaries of supervisors in any such county, and to regulate the power of such board, and to repeal certain acts and parts of acts."

Which report was agreed to, and said bill ordered reprinted and placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was returned the bill introduced by Mr. C. J. Gardner, Int. No. 262, entitled "An act to legalize the official acts of the assessors, board of trustees, and collector, of the village of Attica, in the county of Wyoming, in relation to taxes and local assessments during the years 1898, 1899, and 1900" (No. 262), retaining its place on the order of third reading, reported in favor of the pas-

sage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. A. R. Smith, Int. No. 391, entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego lake" (No. 405), reported in favor of the passage of the same, with the following amendment:

Page 2, line 14, insert after the word "times" the words "except during March and April."

DELOS AXTELL,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Morgan, Int. No. 285, entitled "An act to amend chapter 269 of the Laws of 1852, entitled 'An act to amend the charter of the church charity foundation in the county of Kings,' as amended by chapter 428 of the Laws of 1868, entitled 'An act further to amend the charter of the church charity foundation of the county of Kings, and to extend the territorial limits thereof,' relative to the number of managers, et cetera" (No. 285), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. H. Wilson, from the committee on claims, to which was recommitted the bill introduced by Mr. S. W. Smith, Int. No. 120, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State" (No. 348), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered placed on the order of second reading.

Mr. H. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Fish, Int. No 318, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of William Dinehart, against the State

of New York, for injuries alleged to have been sustained on the towing path of the Erie canal, near the village of Canastota, N. Y., in the month of November, 1897, and to render judgment therefor" (No. 318), reported in favor of the passage of the same, with the following amendment:

Insert after the word "equitable" on line 11, page 2, the following, provided the claim hereunder is filed with the Court of Claims within one year after the passage of this act:

§ 3. This act shall take effect immediately.

HARRIS WILSON,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the bill introduced by Mr. J. E. Smith, Int. No. 28, entitled "An act for the relief of the Elliott and Hatch Book Typewriter Company, in payment for merchandise and supplies sold to the city of New York" (No. 458), reported the same, with the following amendments:

Page 1, line 3, after the word "improved" and word "discretion," insert commas.

Same page, line 4, capitalize the words "Book Typewriter Company."

Same page, line 6, strike out the word "year" and insert the word "years" in lieu thereof.

Page 2, line 19, capitalize the words "Book Typewriter Company." Capitalize the words "Book Typewriter Company" in the title thereof.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill introduced by Mr. Holsten, Int. No. 75, entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the

government thereof,' in relation to the municipal court of the city of New York in the borough of Brooklyn" (No. 345), reported the same, with the following recommendations:

Page 2, line 7, strike out the word "eight" in brackets, and insert the word "eighth" in brackets.

Same page, line 10, strike out the word "eight" and insert the word "eighth."

Same page, line 12, after the word "first" add the words "nineteen hundred and one."

Amend the title to read as follows: "An act to amend the Greater New York charter, in relation to the municipal court of the city of New York, in the borough of Brooklyn."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 346), entitled "An act to amend section 73, article 4, chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of this State, constituting chapter 31 of the general laws' (Int. No. 166), reported the same with the following recommendations:

Page 1, after the enacting clause insert as follows:

"Section 1. Section seventy-three of chapter twenty of the laws of nineteen hundred, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter thirty-one of the general laws,' is hereby amended to read as follows:

Page 1, line 4, after the word "creek" strike out "comma" and insert a "semi-colon" in lieu thereof.

Page 2, line 1, insert "comma" after the word "nets" first occurring.

Same page, line 6, insert § 2. before "This act."

Amend title to read as follows: "An act to amend the Forest, Fish and Game Law, relative to fishing with nets in Lake Erie."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue in the town of New Lots, in the county of Kings." (No. 66, Int. No. 66.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to Valentine M. Collins, compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, pending the preparation of municipal civil service eligible lists for the position of supervisor of truancy in said department." (No. 85, Int. No. 85.)

"An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' as amended by section 2 of chapter 330 of the laws of 1899, relating to the classification and compensation of policemen." (No. 343, Int. No. 12.)

"An act to create a department of labor and the office of Commissioner of Labor, and abolishing the offices of Commissioner of Labor Statistics and Factory Inspector, and the State Board of Mediation and Arbitration." (No. 344, Int. No. 46.)

Mr. Adams offered for the consideration of the House a resolution in the words following:

Resolved, That the bill (Int. No. 477), entitled "An act to facilitate travel upon and limit the fares on elevated railroads in the city of New York, operating in the borough of Brooklyn," introduced January 29, 1901, be withdrawn.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

By unanimous consent,

Mr. Harburger called up the resolution offered by him January 16, 1901, relative to the Governor's message, recommending certain amendments to the Excise Law.

Mr. Kelsey moved that the further consideration of said resolution be indefinitely postponed.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kelsey, and it was decided in the affirmative..

Indefinite leave of absence was granted to Mr. Rierdon.

The bill (No. 222) entitled "An act to legalize, ratify and confirm certain bonds of the village of East Aurora, issued in pursuance of a special election held on the 12th day of June, 1899, for the paving of Main street of said village" (Int. No. 222), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	McMillan	Rogers
Adler	Davis	Hanford	McQuade	Ross
Ahern	DeGraw	Harris	Meister	Ruehl
Allds	Delaney	Hasenflug	Morgan	Salyerds
Allston	Dempsey	Hatch	Nye	Sanders
Apgar	Dickey	Hawkins	O'Brien	Scanlon
Axtell	Dickinson	Henry	O'Connell	Seymour
Baker	Dooling	Hitchcock	O'Malley	Sherer
Baum	Doughty	Holsten	Orr	Smith A R
Bedell	Duross	Honeck	Patton	Smith J E
Bell	Egan	Hyman	Phillips	Smith J L
Bennet	Ellis	Irwin	Phipps	Smith J T
Blackwell	Everett	Juengst	Plank	Smith S W
Bradley	Fancher	Kaiser	Platt	Smith W H
Brill	Fish	Keenan	Poth	Snyder
Brooks	Fisher	Kelly	Price	Stevens
Bruckner	Fitzpatrick	Kelsey	Prince	Sullivan
Bryan	Fordyce	Knipp	Rainey	Swarts
Burnett	Fowler	Landon	Reilley	Swift
Cadin	Frisbie	Leggett	Remsen	Thorn
Conger	Galbraith	Lewis M E	Reynolds	Traub
Cook	Gardiner R	Lewis T D	Richter	Treat
Cooley	Gardner C J	Lynn	Rider	Vacheron
Coons	Geoghan	Mansfield	Rierdon	Van Name
Costello	Griffith	Marson	Roberts	Weber
Cotton	Hallock	Mathews	Robinson	Weekes
Coughtry	Halpin	McKeown	Rodenbeck	Wilson H
Daly				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 208) entitled "An act to release to Franciska Stierle (formerly Franciska Braun) all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx, in the county of New York, acquired by escheat or otherwise upon the death of Conrad Braun, deceased" (Int. No. 208), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative lays prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney	Hasenflug	McQuade	Ruehl
Adler	Dempsey	Hatch	Meister	Salyerds
Ahern	Dickinson	Hawkins	Morgan	Sanders
Allds	Doughty	Henry	Nye	Scanlon
Allston	Duross	Hitchcock	O'Brien	Schneider
Apgar	Dusinbery	Holsten	O'Connell	Seymour
Axtell	Egan	Honeck	O'Malley	Sherer
Babcock	Ellis	Hyman	Orr	Smith A R
Baker	Everett	Irwin	Patton	Smith J E
Baum	Fancher	Juengst	Phillips	Smith J T
Bell	Fisher	Kaiser	Phipps	Smith S W
Bennet	Fitzgerald	Keenan	Plank	Smith W H
Blackwell	Fitzpatrick	Kelly	Platt	Snyder
Bradley	Fordyce	Kelsey	Poth	Stevens
Brooks	Fowler	Knipp	Price	Sullivan
Bruckner	Frisbie	Landon	Rainey	Swarts
Bryan	Galbraith	Leggett	Reilly	Swift
Burnett	Gardiner R	Lewis M E	Remsen	Thorn
Cadin	Gardner C J	Lewis T D	Reynolds	Traub
Conger	Geoghan	Lynn	Richter	Ulmann
Cooley	Griffith	Mains	Rider	Vacheron
Coons	Hallock	Mansfield	Rierdon	Van Name
Cotton	Halpin	Marson	Roberts	Walrath
Coughtry	Hammond	Mathews	Robinson	Weber

Daly	Hanford	McInerney	Rodenbeck	Weekes
Darrison	Harburger	McKeown	Rogers	Wilson H
DeGraw	Harris	McMillan	Ross	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 278) entitled "An act to provide for the support and maintenance of the several State prisons" (Int. No. 264), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	McInerney	Ruehl
Adler	Darrison	Halpin	McKeown	Salyerds
Ahern	Davis	Hammond	McMillan	Sanders
Alds	DeGraw	Hanford	McQuade	Scanlon
Allston	Delaney	Harburger	Meister	Schneider
Apgar	Dempsey	Harris	Morgan	Seymour
Axtell	Dickey	Hasenflug	Nye	Sherer
Babcock	Dickinson	Hatch	O'Brien	Smith A R
Baker	Doughty	Hawkins	O'Connell	Smith J E
Baum	Duross	Henry	O'Malley	Smith J L
Bedell	Dusinbery	Hitchcock	Orr	Smith S W
Bell	Egan	Holsten	Patton	Smith W H
Bennet	Ellis	Hyman	Phillips	Snyder
Blackwell	Everett	Irwin	Phipps	Stevens
Bradley	Fancher	Juengst	Plank	Sullivan
Brill	Fish	Kaiser	Platt	Swarts
Brooks	Fisher	Keenan	Poth	Swift
Bruckner	Fitzgerald	Kelly	Prince	Traub
Bryan	Fitzpatrick	Kelsey	Rainey	Treat
Burnett	Fordyce	Knipp	Reilley	Ulmann
Burns	Fowler	Landon	Remsen	Vacheron
Cadin	Frisbie	Leggett	Reynolds	Van Name
Cook	Galbraith	Lewis M E	Rider	Waite
Cooley	Gardiner R	Lewis T D	Rierdon	Walrath

Coons	Gardner C J	Lynn	Roberts	Weber
Costello	Geoghan	Mansfield	Robinson	Weekes
Cotton	Graeff	Marson	Rogers	Wilson W H
Coughtry	Griffith	Mathews	Ross	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication was received from Hon. Frank N. Schermerhorn, acting mayor of the city of Kingston, returning Assembly bill (No. 45, Int. No. 45), entitled "An act to authorize the city of Kingston to issue bonds for the purpose of paying bonds issued in aid of the Walkill Valley railway falling due February 1, 1901," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Kelsey, the House adjourned.

THURSDAY, JANUARY 31, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Walton W. Battershall.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Speaker presented the annual report of the Wadsworth Library, which was laid upon the table and ordered printed.

(See Document.)

Also, annual report of Commissioners of Quarantine, which was laid upon the table and ordered printed.

(See Document.)

Also, report of the State Hospital for the treatment of Incipient Pulmonary Tuberculosis, which was laid upon the table and ordered printed.

(See Document.)

A message from the Governor by the hand of his secretary was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, January 31, 1901.

To the Assembly:

Assembly bill No. 33, entitled "An act to limit the territory of the village of Hastings-on-the-Hudson by exempting from the limits of the said village certain property required for State highways", is hereby returned without approval.

Although the Constitution may not prohibit the passage of an act changing the boundaries of a village, yet the purpose which is really sought to be accomplished by this change is, in my judgment, not a proper one. The effect of the act, by placing certain highways of the village outside its limits, would be to obtain for the locality in question benefits conferred by chapter 115 of the Laws of 1898, generally known as the Good Roads Law, without its bearing a proper share of the expense.

The Good Roads Law provides that no street or highway within the bounds of a city or incorporated village shall be improved at the expense of the State. If this act should become a law it would establish a precedent which would undoubtedly be followed by other cities and villages which would also seek to have what are virtually their own streets improved at the public expense by placing them outside their boundaries. This would open a field for the expenditure of the money of the State which was not contemplated in the passage of the Good Roads Act, and should not be permitted.

For the reasons above stated, I think the bill should not receive Executive approval.

B. B. ODELL, JR.

On motion of Mr. Cooley, said bill, together with said message, was laid upon the table.

Mr. Bedell introduced a bill entitled "An act to amend section 96 of the Railroad Law in relation to the crossing of bridges to depots, stations and termini of other railroads" (Int. No. 546), which was read the first time and referred to the committee on railroads.

Mr. Bennet introduced a bill entitled "An act to amend the Stock Corporations Law, in relation to the issue of debenture bond stock" (Int. No. 547), which was read the first time and referred to the committee on the judiciary.

Mr. Bruckner introduced a bill entitled "An act to amend the Railroad Law, in relation to the protection of certain employes of street railroads" (Int. No. 548), which was read the first time and referred to the committee on railroads.

Mr. Delaney introduced a bill entitled "An act to amend section 42 of chapter 112 of the Laws of 1896, entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws,' relating to arrests for violation of the Liquor Tax Law" (Int. No. 549), which was read the first time and referred to the committee on excise.

Also, a bill entitled "An act to authorize the police board of the city of New York to inquire into the dismissed from the police force of James Fitzgibbons, a patrolman, and, in its discretion, to reinstate him" (Int. No. 550), which was read the first time and referred to the committee on affairs of cities.

Mr. Dooling introduced a bill entitled "An act to amend section 66 of the Code of Civil Procedure, relating to liens of attorneys" (Int. No. 551), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to provide for the better security of persons using elevated railroads" (Int. No. 552), which was read the first time and referred to the committee on railroads.

Mr. Fowler introduced a bill entitled "An act to amend the Penal Code and the Code of Criminal Procedure, in relation to the use of sidewalks" (Int. No. 553), which was read the first time and referred to the committee on codes.

Mr. Harburger introduced a bill entitled "An act amending section 265 of the Penal Code, in relation to public sports" (Int. No. 554), which was read the first time and referred to the committee on codes.

Mr. Honeck introduced a bill entitled "An act to enable the commissioner or commissioners, or other competent executive authority of the police department of the city of New York, to rehear and determine the charges against Thomas Cassidy, a policeman of the first grade, for reappointment in said department" (Int. No. 555), which was read the first time and referred to the committee on affairs of cities.

Mr. Leggett introduced a bill entitled "An act making an appropriation to provide means for drainage of lands in the town of Niagara, in the county of Niagara, by deepening and improv-

ing Bergholtz creek in said town " (Int. No. 556), which was read the first time and referred to the committee on ways and means.

Mr. Marson introduced a bill entitled "An act to authorize the removal of Lock No. 1 of the Black River canal to a point north of Dominick street, in the city of Rome, and the construction of a bridge, and making an appropriation therefor" (Int. No. 557), which was read the first time and referred to the committee on ways and means.

Mr. Meister introduced a bill entitled "An act to amend the Greater New York charter, in relation to setting apart certain piers in the borough of Manhattan for recreative purposes" (Int. No. 558), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York charter, relative to occupying public streets as hack stands" (Int. No. 559), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Connell introduced a bill entitled "An act providing for the more effective enforcement of the labor laws of the State of New York" (Int. No. 560), which was read the first time and referred to the committee on labor and industries.

Mr. O'Malley introduced a bill entitled "An act to amend the County Law, being chapter 18 of the general laws, relating to assistant district attorneys of Erie county" (Int. No. 561), which was read the first time and referred to the committee on internal affairs.

Mr. Reynolds introduced a bill entitled "An act to amend the Agricultural Law, relating to the prohibition of certain shows and exhibitions" (Int. No. 562), which was read the first time and referred to the committee on agriculture.

Mr. Rider introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to nets in Hudson and Delaware rivers and adjacent waters" (Int. No. 563), which was read the first time and referred to the committee on fisheries and game.

Mr. Rogers introduced a bill entitled "An act making an appropriation for paying one-half the cost of constructing an extension of what is known as the State Hospital sewer, from its present terminus, on the east bank of the Chenango river, in

the city of Binghamton, across said river and down the Susquehanna river to a point near the western limits of said city of Binghamton" (Int. No. 564) which was read the first time and referred to the committee on ways and means.

Mr. Seymour introduced a bill entitled "An act to establish a State Veterinary College for the eastern portion of the State, at New York University, in the city of New York, and to provide for the administration thereof" (Int. No. 565), which was read the first time and referred to the committee on ways and means.

Mr. Keenan introduced a bill entitled "An act to provide for the payment of the claim of Thomas Penders for mason work and material furnished the board of education of Long Island City during the year 1891" (Int. No. 566), which was read the first time and referred to the committee on affairs of cities.

Mr. Fowler introduced a bill entitled "An act to provide for rebuilding and equipping the State normal and training school at Fredonia and making an appropriation therefor" (Int. No. 567), which was read the first time and referred to the committee on ways and means.

Mr. Doughty introduced a bill entitled "An act to provide for compensation for services rendered and for the reimbursement of moneys expended by the present sheriff of Nassau county for and in discharge of his official duties after the expiration of his present term of office" (Int. No. 568), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the police department of said city" (Int. No. 569), which was read the first time and referred to the committee on affairs of cities.

Mr. Stevens introduced a bill entitled "An act to prevent fraud in the sale of beer, ale or porter" (Int. No. 570), which was read the first time and referred to the committee on excise.

Mr. Prince introduced a bill entitled "An act to amend the

Labor Law relative to preferences in employment of citizens of the United States on public works" (Int. No. 571), which was read the first time and referred to the committee on labor and industries.

Mr. Bedell introduced a bill entitled "An act to amend section 91 of the Railroad Law, in relation to certificates of extension" (Int. No. 572), which was read the first time and referred to the committee on railroads.

Mr. Vacheron introduced a bill entitled "An act to prohibit certain sales by auctioneers" (Int. No. 573), which was read the first time and referred to the committee on general laws.

Also, a bill entitled "An act authorizing the county clerk to act as public administrator in counties where the office of county treasurer has been abolished" (Int. No. 574), which was read the first time and referred to the committee on general laws.

Mr. DeGraw introduced a bill entitled "An act to amend the Banking Law relative to private bankers" (Int. No. 575), which was read the first time and referred to the committee on banks.

Mr. Plank introduced a bill entitled "An act to amend the Highway Law, relative to the payment of money by the State for aid to towns in repairing highways" (Int. No. 576), which was read the first time and referred to the committee on internal affairs.

Mr. Brill introduced a bill entitled "An act to reappropriate a certain sum for the construction of a foot bridge over the Erie canal on Brainard street, in the village of Whitesboro, county of Oneida" (Int. No. 577), which was read the first time and referred to the committee on ways and means.

Mr. Seymour introduced a bill entitled "An act to amend the Tax Law relative to bonds secured by mortgages on real estate" (Int. No. 578), which was read the first time and referred to the committee on taxation and retrenchment.

Also, a bill entitled "An act to amend section 658 of the Code of Civil Procedure relating to attachment" (Int. No. 579), which was read the first time and referred to the committee on codes.

Mr. Weber introduced a bill entitled "An act to amend Greater New York charter relating to the appointment of marshals of the city of New York" (Int. No. 580), which was read the first time and referred to the committee on affairs of cities.

Mr. Adler introduced a bill entitled "An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives" (Int. No. 581), which was read the first time and referred to the committee on codes.

Mr. O'Connell introduced a bill entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against William H. King, a policeman of the first grade, for reinstatement in said department" (Int. No. 582), which was read the first time and referred to the committee on affairs of cities.

Mr. Weekes introduced a "Concurrent resolution, proposing an amendment to section 2 of article 1 of the Constitution, relating to sickness of jurors and providing that a verdict may be rendered in a trial by jury on concurrence of 10 of said jury" (Int. No. 583), which was read the first time and referred to the committee on the judiciary.

Mr. De Graw introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to take proof of the claims of laborers appointed to inspect hydrants, of the fire department of the late city of Brooklyn, for work, labor and services alleged to have been performed by them as such inspectors, and to allow it to pay the said laborers such compensation as it may deem just and proper" (Int. No. 584), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to provide for purchasing buildings on sites for police and municipal courts in the borough of Brooklyn, city of New York" (Int. No. 585), which was read the first time and referred to the committee on affairs of cities.

Mr. Allds introduced a bill entitled "An act to amend chapter 369 of the Laws of 1900, entitled 'An act to establish the New York State Hospital for Care of Crippled and Deformed Children'" (Int. No. 586), which was read the first time and referred to the committee on ways and means.

Mr. Van Name introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to certain web-footed and wild birds" (Int. No. 587), which was read the first time and referred to the committee on fisheries and game.

Mr. T. D. Lewis introduced a bill entitled "An act to amend chapter 118 of the Laws of 1897, entitled 'An act to make the office of county clerk of Oswego county a salaried office, and regulating the management of said office, and fixing the salary of said clerk and his assistants, relating to deputies and clerks'" (Int. No. 588), which was read the first time and referred to the committee on internal affairs.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 220 of the Laws of 1895, entitled 'An act to enable veterans to participate in the exercises of Memorial Day'" (No. 230, Rec. No. 7), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 2670 of the Code of Civil Procedure, relative to the appointment of a temporary administrator in the Surrogate's Court" (No. 9, Rec. No. 6), which was read the first time and referred to the committee on codes.

"An act to create a department of labor and the office of commissioner of labor, and abolishing the offices of commissioner of labor statistics and factory inspector and the State Board of Mediation and Arbitration" (No. 8, Rec. No. 8), which was read the first time.

On motion of Mr. Costello and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Costello and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Harburger	McMillan	Salyerds
Adler	Davis	Harris	McQuade	Scanlon
Ahern	Delaney	Hatch	Morgan	Schneider
Allston	Dempsey	Hawkins	Nye	Seymour

Apgar	Dickey	Henry	O'Brien	Sherer
Axtell	Dickinson	Hitchcock	O'Connell	Smith A R
Baker	Dooling	Holsten	Orr	Smith J E
Baum	Doughty	Honeck	Patton	Smith J L
Bedell	Duross	Irwin	Phipps	Smith J T
Bell	Dusinbery	Juengst	Plank	Smith S W
Bennet	Ellis	Kaiser	Platt	Smith W H
Blackwell	Fancher	Keenan	Poth	Snyder
Bradley	Fish	Kelly	Price	Stevens
Brill	Fisher	Kelsey	Prince	Swarts
Brooks	Fitzgerald	Knipp	Rainey	Swift
Bruckner	Fitzpatrick	Landon	Reilley	Traub
Bryan	Fowler	Leggett	Remsen	Treat
Burns	Frisbie	Lewis M E	Reynolds	Ulmann
Cadin	Galbraith	Lewis T D	Richter	Vacheron
Conger	Gardiner R	Lynn	Rider	Van Name
Cook	Gardner C J	Mains	Rierdon	Waite
Cooley	Geoghan	Mansfield	Roberts	Walrath
Coons	Graeff	Marson	Robinson	Weber
Costello	Griffith	Mathews	Rogers	Weekes
Cotton	Halpin	McInerney	Ross	Wilson H
Coughtry	Hammond	McKeown	Ruehl	Wilson W H
Daly	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace of the notice of her intention to commence an action against the city of New York for damages for personal injuries and of the time and place at which the injuries were received" (No. 29, Rec. No 10), which was read the first time and referred to the committee on affairs of cities.

"An act for the relief of John N. Williamson, assignee of the claim of the Jamaica Electric Light Company, against the city of New York, for work, labor, services, materials and electric light furnished to the city of New York" (No. 224, Rec. No. 9), which was read the first time and referred to the committee on affairs of cities.

"An act to legalize the official acts of the assessors, board of trustees, and collector, of the village of Attica, in the county of Wyoming, in relation to taxes and local assessments during the

years 1898, 1899, and 1900" (No. 182, Rec. No. 11), which was read the first time and referred to the committee on affairs of villages.

"An act to legalize the vote taken and cast in the city of Utica at the general election in the year 1900 for the appropriation of moneys to enlarge the Mary street school house in that city, and to make extraordinary repairs thereon, and the proceedings preliminary to said vote, and to legalize and validate any bonds to be issued pursuant to said vote" (No. 59, Rec. No. 13), which was read the first time.

On motion of Mr. McQuade and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

"An act to legalize the vote taken and cast in the city of Utica at the general election in the year 1900 for the appropriation of moneys to make extraordinary repairs on the Central advanced school house in that city, and the proceedings preliminary to said vote, and to legalize and validate any bonds to be issued pursuant to said vote" (No. 60, Rec. No. 12), which was read the first time.

On motion of Mr. McQuade and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. T. D. Lewis, Int. No. 331, entitled "An act to reappropriate money for repairing armory at Oswego, as provided by chapter 569 of the Laws of 1899" (No. 331), reported in favor of the passage of the same, with the following amendment:

Page 1, line 7, after the word "purpose" insert the words "subject to the provisions of said chapter."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Phipps, Int. No. 369, entitled "An act to re-appropriate money for the erection of a State armory in the village of Medina, Orleans county, as provided by

chapter 503 of the Laws of 1899 " (No. 384), reported in favor of the passage of the same, with the following amendment:

Page 1, line 8, after the word " purpose " insert the words " subject to the provisions of said chapter five hundred and three, of the laws of eighteen hundred and ninety-nine."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Hallock, Int. No. 220, entitled "An act to provide for the repairing and the extension and enlargement of a sea wall heretofore built by the State and to prevent inundation and overflowing of the uplands between the villages of East Marion and Orient in the town of Southold, Suffolk county, from encroachments by the sea and making an appropriation therefor " (No. 220), reported in favor of the passage of the same, with the following amendments:

Page 2, line 3, strike out the words " the money " and insert the word " moneys."

Line 5, change the word " to " to " upon."

Strike out line 3 and insert in place thereof:

" § 3. No part of such appropriation shall be available, except for necessary plans, specifications and advertising, until a contract for the completion of the work herein authorized within such appropriation, shall have been duly made with a responsible bidder, and the performance thereof duly secured by a sufficient bond approved by the comptroller.

" § 4. This act shall take effect immediately."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was recommitted the bill introduced by Mr. Price, Int. No. 127, entitled "An act to amend the Forest, Fish and Game Law, in relation to the protection of wild moose, elk, caribou and antelope, and also providing for restocking the Adirondack region with wild moose and making an appropriation therefor " (No. 426), reported in favor of the passage of the same, without amendment,

which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Cooley, Int. No. 178, entitled "An act to amend chapter 3 of the general laws, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof, constituting chapter 3 of the general laws'" (No. 178), reported the same, with the following amendments, and request that said bill be recommitted to said committee.

Page 2, line 3, after the word "any" strike out the word "such."

Same page, line 14, after the word "explanation" insert the following: "The appointing officer may suspend such person on the date on which such copy is transmitted to him for a period not exceeding three days, within which time the reasons for removal, discharge or reduction shall be filed and an opportunity for explanation shall be afforded as hereinbefore provided."

ROBERT J. FISH,
Chairman.

Which report was agreed to and said bill ordered reprinted, and recommitted to said committee.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. O'Malley, Int. No. 79, entitled "An act to amend chapter 240 of the Laws of 1897, entitled 'An act to amend chapter 255 of the Laws of 1890, entitled "An act to amend chapter 345 of the Laws of 1888, entitled 'An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 353 of the Laws of 1892, entitled 'An act to further amend chapter 345 of the Laws of 1888, entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing any occupation of the streets, avenues and public grounds in said city by railroads," and to further amend chapter 255 of the Laws of 1890, entitled 'An act to amend chapter 345 of the Laws of 1888, entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation

of the streets, avenues and public grounds in said city by railroads' " (No. 79), reported the following substitute bill:

AN ACT to amend chapter two hundred and forty of the laws of eighteen hundred and ninety-seven, entitled "An act to amend chapter two hundred and fifty-five of the laws of eighteen hundred and ninety, entitled 'An act to amend chapter three hundred and forty-five of the laws of eighteen hundred and eighty-eight, entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads," and to further amend chapter three hundred and fifty-three of the laws of eighteen hundred and ninety-two, entitled "An act to further amend chapter three hundred and forty-five of the laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter two hundred and fifty-five of the laws of eighteen hundred and ninety, entitled 'An act to amend chapter three hundred and forty-five of the laws of eighteen hundred and eighty-eight entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads.' "

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Chapter three hundred and forty-five of the laws of eighteen hundred and eighty-eight, as amended by chapter two hundred and fifty-five of the laws of eighteen hundred and ninety, and as further amended by chapter three hundred and fifty-three of the laws of eighteen hundred and ninety-two, is hereby amended by adding thereto the following sections:

§ 2. The commissioners are hereby authorized to contract on behalf of the city of Buffalo with the railroad companies interested to eliminate the crossing at grade of the streets of the city by railroad companies at Kensington, Dewey, Main, Amherst, Jewett and Le Roy avenues and Elk street at the market. The contracts so made shall be binding upon the city. They may, by agreement, with the contracting company, alter, modify or change any contract heretofore or hereafter made by them; they shall before entering into any contract cause the detailed plans of the

work to be done by the contracting parties to be prepared by the chief engineer of the bureau of engineering, and the engineer representing the company or companies with whom said contract is to be made may join with him in preparing such plans; and said detailed plans shall enter into and form a part of said contract.

§ 3. The commissioners are authorized and empowered to acquire any lands in the city of Buffalo not heretofore authorized to be acquired, which they shall decide to be necessary for the purpose of carrying out the contracts hereby authorized, and the proceedings provided for in section twelve of chapter three hundred and forty-five of the laws of eighteen hundred and eighty-eight, as amended by section nine of chapter two hundred and fifty-five of the laws of eighteen hundred and ninety, shall be applicable for the purpose of acquiring title to any such lands.

§ 4. The city shall borrow money from time to time to pay all moneys which it may become liable to pay under such contracts when entered into and which the city may become liable for in doing the work in acquiring lands and for paying awards for damages to property including the costs and expenses of ascertaining the same.

§ 2. This act shall take effect immediately.

LOUIS BEDELL,
Chairman.

Which report was agreed to, and said substitute bill ordered printed and recommitted to said committee.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Honeck, Int. No. 180, entitled "An act relating to the transportation of scholars of the public schools by street railway companies" (No. 180), reported the same with the followings amendments, and request that said bill be recommitted to said committee:

Page 1, line 1, insert the word "surface" after the word "street."

Same page, line 8, insert the word "surface" after the word "street."

Page 2, line 2, insert the word "surface" after the word "street."

LOUIS T. BEDELL,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Doughty, from the committee on internal affairs, to which was recommitted the bill introduced by Mr. Doughty, Int. No. 379, entitled "An act to amend the Highway Law, in relation to county roads in counties adjoining a city of the first class" (No. 394), retaining its place on the order of second reading, reported the same with the following amendments:

Page 2, line 5, strike out the words "and other officers having the control of."

Same page, line 6, strike out the word "highways."

GEORGE W. DOUGHTY,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Phipps, from the committee on agriculture, to which was referred the bill introduced by Mr. Phipps, Int. No. 406, entitled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 3 and 5 of chapter 33 of the general laws', relative to small fruit packages and to repeal chapter 509 of the Laws of 1899" (No. 429), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. M. E. Lewis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Burnett, Int. No. 283, entitled "An act to amend section 56 of chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws,' relative to seal" (No. 283), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to legalize the official acts of the assessors, board of trustees, and collector, of the village of Attica, in the county of Wyoming, in relation to taxes and local assessments during the years 1898, 1899 and 1900." (No. 262, Int. No. 262.)

"An act to amend chapter 269 of the Laws of 1852, entitled 'An act to amend the charter of the Church Charity Foundation

in the County of Kings,' as amended by chapter 428 of the Laws of 1868, entitled 'An act further to amend the charter of the Church Charity Foundation of the County of Kings, and to extend the territorial limits thereof,' relative to the number of managers etc." (No. 285, Int. No. 285.)

Which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Fordyce, from the committee on public printing, to which was referred the resolution introduced by Mr. Fordyce, relative to the printing of additional copies of Assembly bills Nos. 301 and 477, reported in favor of the adoption of the same, without amendment, in the words following:

Resolved, That there be printed 1,000 copies of a bill, No. 301, relative to taxation of certain corporations, also 1,500 additional copies of a bill, No. 477, relative to taxation of bank shares, for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hanford	McMillan	Ruehl
Adler	Darrison	Harburger	McQuade	Salyerds
Ahern	Davis	Harris	Meister	Sanders
Allds	Delaney	Hatch	Morgan	Scanlon
Apgar	Dempsey	Hawkins	Nye	Seymour
Axtell	Dickey	Hitchcock	O'Brien	Sherer
Babcock	Dickinson	Holsten	O'Malley	Smith A R
Baum	Dooling	Honeck	Orr	Smith J E
Bedell	Duross	Hyman	Patton	Smith J L
Bell	Dusinbery	Irwin	Phillips	Smith J T
Bennet	Egan	Juengst	Plank	Smith W H
Blackwell	Ellis	Keenan	Platt	Snyder
Bradley	Everett	Kelly	Poth	Stevens
Brill	Fancher	Kelsey	Price	Swarts
Bruckner	Fish	Knipp	Prince	Swift
Bryan	Fisher	Landon	Rainey	Thorn
Burnett	Fitzgerald	Leggett	Reilley	Treat
Burns	Fordyce	Lewis M E	Remsen	Ulmann
Cadin	Fowler	Lewis T D	Reynolds	Vacheron

Conger	Frisbie	Lynn	Richter	Van Name
Cook	Galbraith	Mains	Rider	Waite
Cooley	Gardner C J	Mansfield	Roberts	Walrath
Coons	Geoghan	Marson	Robinson	Weber
Costello	Graeff	Mathews	Rodenbeck	Wilson H
Cotton	Hallock	McInerney	Rogers	Wilson W H
Coughtry	Halpin	McKeown	Ross	

The bill (No. 423) entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira' with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police of the city of Elmira" (Int. No. 185), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES^u 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McQuade	Ross
Adler	Darrison	Hanford	Meister	Ruehl
Ahern	Davis	Harris	Morgan	Salverds
Allds	DeGraw	Hatch	Nye	Scanlon
Allston	Delaney	Henry	O'Brien	Schneider
Axtell	Dempsey	Hitchcock	O'Connell	Seymour
Babcock	Dickey	Honeck	O'Malley	Sherer
Baker	Dickinson	Hyman	Orr	Smith A R
Baum	Doughty	Irwin	Patton	Smith J E
Bedell	Duross	Juengst	Phillips	Smith J L
Bell	Dusinbery	Kaiser	Phipps	Smith J T
Blackwell	Egan	Keenan	Plank	Smith S W
Bradley	Ellis	Kelly	Platt	Smith W H
Brill	Everett	Kelsey	Poth	Snyder
Brooks	Fancher	Knipp	Price	Stevens
Bruckner	Fish	Landon	Prince	Sullivan
Bryan	Fisher	Leggett	Rainey	Swarts
Burnett	Fitzgerald	Lewis M E	Reilley	Swift
Burns	Fitzpatrick	Lewis T D	Remsen	Traub

Cadin	Fowler	Lynn	Reynolds	Treat
Conger	Frisbie	Mains	Richter	Vacheron
Cook	Galbraith	Mansfield	Rider	Van Name
Cooley	Gardiner R	Marson	Roberts	Walrath
Coons	Gardner CJ	Mathews	Robinson	Weber
Costello	Graeff	McInerney	Rodenbeck	Wilson H
Cotton	Griffith	McKeown	Rogers	Wilson W H
Coughtry	Hallock	McMillan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 422) entitled "An act to amend chapter 772 of the Laws of 1896, relative to the salary of chief clerk of the district attorney of Kings county" (Int. No. 126), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	McInerney	Ruehl
Adler	Daly	Hallock	McMillan	Salverds
Ahern	Darrison	Halpin	McQuade	Sanders
Allds	Davis	Hammond	Meister	Schneider
Allston	DeGraw	Harburger	Nye	Seymour
Apgar	Delaney	Harris	O'Brien	Sherer
Axtell	Dempsey	Hatch	O'Connell	Smith A R
Babcock	Dickey	Hawkins	O'Malley	Smith J E
Baker	Dickinson	Hitchcock	Orr	Smith J L
Baum	Dooling	Holsten	Patton	Smith J T
Bedell	Doughty	Hyman	Phillips	Smith S W
Bell	Duross	Irwin	Phipps	Smith W H
Bennet	Dusinbery	Juengst	Plank	Snyder
Blackwell	Egan	Kaiser	Platt	Stevens
Bradley	Ellis	Keenan	Poth	Sullivan
Brill	Everett	Kelly	Rainey	Swarts
Brooks	Fancher	Kelsey	Reilley	Swift
Bruckner	Fish	Knipp	Remsen	Thorn
Bryan	Fisher	Landon	Reynolds	Traub

Burnett	Fitzgerald	Leggett	Richter	Ulmann
Cadin	Fitzpatrick	Lewis M E	Rider	Vacheron
Conger	Fordyce	Lewis T D	Rierdon	Van Name
Cook	Fowler	Lynn	Roberts	Walrath
Cooley	Frisbie	Mains	Robinson	Weekes
Coons	Gardiner R	Mansfield	Rodenbeck	Wilson H
Costello	Geoghan	Mathews	Rogers	Wilson W H
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 419) entitled "An act to amend chapter 652 of the Laws of 1899, entitled 'An act relative to the new East River bridge, authorized to be constructed by chapter 789 of the Laws of 1895, entitled 'An act to authorize the construction of a bridge over the East River between the cities of New York and Brooklyn,' relative to taxing the costs of proceedings in acquiring lands, premises, etc." (Int. No. 48), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Frisbie	Lewis T D	Rodenbeck
Adler	Coons	Galbraith	Mains	Rogers
Ahern	Costello	Gardiner R	Mansfield	Ruehl
Allds	Cotton	Geoghan	Mathews	Salyerds
Allston	Coughtry	Graeff	McInerney	Scanlon
Apgar	Daly	Griffith	McMillan	Seymour
Axtell	Darrison	Hallock	McQuade	Smith A R
Babcock	Davis	Halpin	Meister	Smith J L
Baker	DeGraw	Hanford	O'Brien	Smith J T
Baum	Delaney	Harburger	O'Connell	Smith S W
Bedell	Dempsey	Hasenflug	O'Malley	Snyder
Bell	Dickey	Hawkins	Patton	Stevens
Bennet	Dooling	Holsten	Phillips	Swarts
Blackwell	Doughty	Hyman	Phipps	Thorn
Bradley	Dusinbery	Juengst	Platt	Traub

Brill	Egan	Kaiser	Poth	Ulmann
Brooks	Everett	Keenan	Prince	Van Name
Bruckner	Fancher	Kelly	Reilley	Walrath
Bryan	Fisher	Kelsey	Remsen	Weekes
Burns	Fitzgerald	Knipp	Richter	Wilson H
Cadin	Fitzpatrick	Leggett	Rierdon	Wilson W H
Conger	Fordyce	Lewis M E	Roberts	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 424) entitled "An act to amend the charter of the city of Rochester, relative to expenses incident to improvements" (Int. No. 260), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	McKeown	Ross
Adler	Davis	Hanford	McMillan	Ruehl
Ahern	DeGraw	Harburger	McQuade	Salyerds
Allds	Delaney	Harris	Meister	Sanders
Allston	Dempsey	Hasenflug	Morgan	Scanlon
Apgar	Dickey	Hatch	O'Brien	Schneider
Axtell	Dickinson	Hawkins	O'Connell	Seymour
Babcock	Doughty	Henry	O'Malley	Sherer
Baker	Duross	Hitchcock	Patton	Smith A R
Baum	Dusinberg	Holsten	Phillips	Smith J L
Bedell	Egan	Honeck	Phipps	Smith J T
Bell	Everett	Hyman	Plank	Smith S W
Bennet	Fancher	Irwin	Platt	Smith W H
Blackwell	Fish	Juengst	Poth	Snyder
Bradley	Fisher	Kaiser	Price	Stevens
Brill	Fitzgerald	Keenan	Prince	Sullivan
Brooks	Fitzpatrick	Kelly	Rainey	Swarts
Bruckner	Fordyce	Kelsey	Reilley	Swift
Bryan	Fowler	Knipp	Remsen	Thorn
Burnett	Frishie	Landon	Reynolds	Treat

Burns	Galbraith	Leggett	Richter	Ulmann
Cadin	Gardiner R	Lewis T D	Rider	Vacheron
Conger	Gardner C J	Lynn	Rierdon	Van Name
Cook	Geoghan	Mains	Roberts	Waite
Coons	Graeff	Mansfield	Robinson	Weber
Costello	Griffith	Marson	Rodenbeck	Weekes
Coughtry	Hallock	Mathews	Rogers	Wilson H
Daly	Halpin	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 421) entitled "An act to amend chapter 588 of the Laws of 1899, relative to the compensation of the officers appointed by the board of fire commissioners of the city of Schenectady" (Int. No. 107), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McInerney	Rogers
Adler	Davis	Hanford	McKeown	Ross
Ahern	DeGraw	Harburger	McMillan	Ruehl
Allds	Delaney	Harris	Meister	Salyerds
Allston	Dickey	Hasenflug	Morgan	Sanders
Apgar	Dickinson	Hatch	Nye	Scanlon
Axtell	Dooling	Hawkins	O'Brien	Seymour
Babcock	Doughty	Henry	O'Connell	Sherer
Baker	Duross	Hitchcock	O'Malley	Smith A R
Baum	Dusinbery	Holsten	Orr	Smith J E
Bedell	Egan	Honeck	Patton	Smith J L
Bell	Ellis	Hyman	Phillips	Smith J T
Bennet	Everett	Irwin	Phipps	Smith S W
Blackwell	Fancher	Juengst	Platt	Snyder
Bradley	Fish	Kaiser	Poth	Stevens
Bruckner	Fisher	Keenan	Price	Swarts
Bryan	Fitzgerald	Kelly	Prince	Swift
Burnett	Fitzpatrick	Kelsey	Rainey	Traub

Burns	Fowler	Knipp	Reilley	Treat
Cadin	Frisbie	Landon	Remsen	Ulmann
Conger	Galbraith	Leggett	Reynolds	Vacheron
Cook	Gardiner R	Lewis M E	Rider	Waite
Cooley	Gardner C J	Lewis T D	Rierdon	Walrath
Coons	Geoghan	Lynn	Roberts	Weber
Costello	Graeff	Mansfield	Robinson	Wilson H
Cotton	Griffith	Marson	Rodenbeck	Wilson W H
Coughtry	Hallock	Mathews		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 420), entitled "An act to amend chapter 485 of the Laws of 1883, and the acts amendatory thereof, relative to the issuing of bonds by the common council of the city of Schenectady" (Int. No. 100), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hanford	McQuade	Ross
Adler	DeGraw	Harburger	Meister	Ruehl
Ahern	Delaney	Hasenflug	Morgan	Salyerds
Allds	Dempsey	Hatch	Nye	Sanders
Apgar	Dickey	Hawkins	O'Brien	Scanlon
Babcock	Dickinson	Henry	O'Connell	Schneider
Baker	Dooling	Holsten	O'Malley	Seymour
Baum	Duross	Honeck	Orr	Sherer
Bell	Dusinbery	Hyman	Phillips	Smith A R
Bennet	Egan	Irwin	Phipps	Smith J E
Blackwell	Ellis	Juengst	Plank	Smith S W
Bradley	Everett	Kaiser	Platt	Smith W H
Brill	Fancher	Keenan	Poth	Smith J T
Brooks	Fish	Kelly	Price	Stevens
Bruckner	Fisher	Kelsey	Prince	Sullivan
Bryan	Fitzgerald	Knipp	Rainey	Swarts
Burnett	Fitzpatrick	Landon	Reilley	Swift

Burns	Fordyce	Leggett	Remsen	Thorn
Cadin	Fowler	Lewis T D	Reynolds	Traub
Conger	Frisbie	Lynn	Richter	Ulmann
Cook	Galbraith	Mains	Rider	Vacheron
Cooley	Gardner C J	Mansfield	Rierdon	Van Name
Coons	Geoghan	Marson	Roberts	Waite
Costello	Graeff	McInerney	Robinson	Weber
Coughtry	Hallock	McKeown	Rodenbeck	Weekes
Daly	Halpin	McMillan	Rogers	Wilson H
Darrison	Hammond			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 457) entitled "An act to amend chapter 1026 of the Laws of 1895, entitled 'An act to provide for the appointment of a State Commission of Prisons, and defining its duties and powers,' relative to the membership of such commission" (Int. No. 170), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 123 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hawkins	Morgan	Schneider
Adler	Dempsey	Hitchcock	Nye	Seymour
Ahern	Dickey	Holsten	O'Brien	Sherer
Allds	Dickinson	Honeck	O'Malley	Smith A R
Allston	Doughty	Hyman	Orr	Smith J E
Apgar	Duross	Irwin	Patton	Smith J L
Axtell	Egan	Juengst	Phipps	Smith J T
Babcock	Ellis	Kaiser	Plank	Smith S W
Baker	Everett	Keenan	Platt	Smith W H
Baum	Fancher	Kelly	Poth	Snyder
Bell	Fish	Kelsey	Prince	Stevens
Bennet	Fitzgerald	Knipp	Rainey	Sullivan
Bradley	Fitzpatrick	Landon	Reiley	Swift
Brill	Fowler	Leggett	Remsen	Thorn
Brooks	Frisbie	Lewis T D	Reynolds	Traub

Bryan	Galbraith	Lynn	Rider	Treat
Burns	Gardiner R	Mains	Rierdon	Ulmann
Cadin	Gardner C J	Mansfield	Robinson	Van Name
Cook	Graeff	Marson	Rodenbeck	Waite
Cooley	Griffith	Mathews	Rogers	Walrath
Costello	Hallock	McInerney	Ruehl	Weber
Coughtry	Halpin	McKeown	Salyerds	Weekes
Daly	Hammond	McMillan	Sanders	Wilson H
Darrison	Hanford	McQuade	Scanlon	Wilson W H
Davis	Harris	Meister		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 343) entitled "An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' as amended by section 2 of chapter 330 of the Laws of 1899, relating to the classification and compensation of policemen" (Int. No. 12), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McMillan	Ross
Adler	Darrison	Hanford	McQuade	Ruehl
Ahern	DeGraw	Harris	Meister	Salyerds
Allds	Delaney	Hatch	Morgan	Sanders
Allston	Dickey	Hawkins	Nye	Schneider
Apgar	Dickinson	Henry	O'Brien	Seymour
Axtell	Dooling	Hitchcock	O'Connell	Sherer
Babcock	Doughty	Holsten	O'Malley	Smith A R
Baker	Duross	Honeck	Orr	Smith J E
Baum	Dusinbery	Hyman	Patton	Smith J T
Bedell	Egan	Irwin	Phillips	Smith S W
Bell	Ellis	Juengst	Phipps	Smith W H
Bennet	Everett	Kaiser	Plank	Snyder
Blackwell	Fancher	Keenan	Platt	Stevens

Bradley	Fish	Kelly	Poth	Sullivan
Brill	Fisher	Kelsey	Price	Swarts
Brooks	Fitzgerald	Knipp	Prince	Swift
Bryan	Fitzpatrick	Landon	Rainey	Thorn
Burnett	Fordyce	Leggett	Remsen	Treat
Burns	Fowler	Lewis M E	Reynolds	Ulmann
Cadin	Frisbie	Lynn	Richter	Vacheron
Cook	Gardiner R	Mains	Rider	Van Name
Cooley	Gardner CJ	Mansfield	Rierdon	Walrath
Coons	Geoghan	Marson	Roberts	Weber
Costello	Griffith	Mathews	Robinson	Weekes
Cotton	Hallock	McKeown	Rogers	Wilson H
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 66) entitled "An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue in the town of New Lots, in the county of Kings" (Int. No. 66), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 122 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	McKeown	Ross
Adler	Coughtry	Hanford	McMillan	Ruehl
Ahern	Daly	Harris	McQuade	Salyerds
Allds	Darrison	Hasenflug	Meister	Sanders
Allston	DeGraw	Hawkins	Morgan	Scanlon
Apgar	Delaney	Henry	Nye	Schneider
Axtell	Dempsey	Holsten	O'Brien	Seymour
Babcock	Dickinson	Honeck	O'Malley	Sherer
Baker	Dooling	Irwin	Orr	Smith A R
Baum	Doughty	Juengst	Phillips	Smith J L
Bedell	Dusinbery	Kaiser	Phipps	Smith J T
Bell	Ellis	Keenan	Plank	Smith S W
Bennet	Fancher	Kelly	Platt	Smith W H

Blackwell	Fish	Kelsey	Price	Snyder
Bradley	Fisher	Knipp	Prince	Stevens
Brill	Fitzpatrick	Leggett	Rainey	Swift
Brooks	Fordyce	Lewis M E	Reilley	Thorn
Bruckner	Fowler	Lewis T D	Remsen	Traub
Bryan	Galbraith	Lynn	Reynolds	Ulmann
Burnett	Gardiner R	Mains	Richter	Vacheron
Burns	Geoghan	Mansfield	Rierdon	Waite
Conger	Graeff	Marson	Roberts	Walrath
Cook	Griffith	Mathews	Robinson	Weekes
Coons	Hallock	McInerney	Rodenbeck	Wilson H
Costello	Halpin			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 85) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the Comptroller of the city of New York to pay to Valentine M. Collins, compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, pending the preparation of municipal civil service eligible lists for the position of supervisor of truancy in said department" (Int. No. 85), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

) AYES 127)
) NOES 00 (

Those who voted in the affirmative, were

Adams	Dempsey	Hatch	Meister	Rogers
Adler	Dickinson	Hawkins	Morgan	Ross
Ahern	Dooling	Henry	Nye	Ruehl
Allds	Doughty	Hitchcock	O'Brien	Salyerds
Allston	Dusinbery	Holsten	O'Connell	Sanders
Axtell	Egan	Honeck	O'Malley	Schneider
Babcock	Ellis	Hyman	Orr	Seymour
Baker	Fancher	Juengst	Patton	Sherer

Baum	Fish	Kaiser	Phillips	Smith A R
Bedell	Fisher	Keenan	Phippis	Smith J L
Bell	Fitzgerald	Kelly	Plank	Smith J T
Bennet	Fitzpatrick	Kelsey	Platt	Smith S W
Blackwell	Fordyce	Knipp	Poth	Smith W H
Bradley	Fowler	Landon	Price	Snyder
Brooks	Frisbie	Leggett	Prince	Stevens
Bruckner	Galbraith	Lewis M E	Rainey	Swarts
Bryan	Gardiner R	Lewis T D	Reilley	Swift
Burns	Gardner C J	Lynn	Remsen	Thorn
Cadin	Geoghan	Mains	Reynolds	Traub
Conger	Graeff	Mansfield	Richter	Ulmann
Cook	Griffith	Marson	Rider	Van Name
Coons	Hallock	Mathews	Rierdon	Waite
Cotton	Hammond	McInerney	Roberts	Weber
Coughtry	Hanford	McKeown	Robinson	Weekes
Darrison	Harburger	McQuade	Rodenbeck	Wilson H
Delaney	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 344) entitled "An act to create a Department of Labor and the Office of Commissioner of Labor, and abolishing the offices of Commissioner of Labor Statistics and Factory Inspector and the State Board of Mediation and Arbitration" (Int. No. 46), having been announced for a third reading,

On motion of Mr. Costello, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 486) entitled "An act to amend section 2643 of the Code of Civil Procedure, relating to the appointment of administrators, with the will annexed, in the case of minors" (Int. No. 131), was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 487) entitled "An act to amend section 3391 of the Code of Civil Procedure, relative to proceedings for the sale of corporate real property" (Int. No. 276), was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 513) entitled "An act to provide for the holding of town meetings and elections in counties of the State having a

certain population, and to fix the salaries of supervisors in any such county, and to regulate the power of such board, and to repeal certain acts and parts of acts " (Int. No. 206), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading,

On motion of Mr. Marson, said bill was recommitted to the committee on internal affairs, retaining its place on the order of third reading.

The bill (No. 334) entitled "An act to change the corporate name of the Troy Young Men's Association to the Troy Public Library" (Int. No. 304), was read the second time.

On motion of Mr. Ahearn, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 190) entitled "An act in relation to land condemned for public improvements" (Int. No. 190), was read the second time.

On motion of Mr. McInerney, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 209) entitled "An act authorizing the railroad commissioner of the town of Mamakating, Sullivan county, New York, to issue bonds to retire outstanding bonds as they may become due" (Int. No. 209), was read the second time.

On motion of Mr. Dusenbery, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 252) entitled "An act to authorize the board of supervisors of the county of Schenectady to sell the county poorhouse farm and buildings, and the county fair and parade grounds, situate in the fifth ward of the city of Schenectady, and to apply the proceeds derived from such sales to the purchase of a new poorhouse site, and the erection of the necessary buildings thereon, or to the erection of new buildings upon part of the present site; also to repeal chapter 312 of the Laws of 1869, chapter 246 of the Laws of 1873 and chapter 79 of the Laws of 1892" (Int. No. 252), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 288) entitled "An act fixing the expenses of trials or proceedings in the courts of the State for felonies and misde-

meanors committed on Indian reservations" (Int. No. 288), was read the second time.

On motion of Mr. Stevens, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 379) entitled "An act to authorize the town of Orange, in the county of Schuyler, to reimburse and pay Robert Bell for moneys loaned by him to said town to defray the poor expenses of said town" (Int. No. 364), was read the second time.

On motion of Mr. Nye, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 471) entitled "An act to amend the Highway Law, relative to reports of commissioners of highways" (Int. No. 444), was read the second time.

On motion of Mr. Stevens, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 120) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State" (Int. No. 120), was read the second time.

On motion of Mr. S. W. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 193) entitled "An act to amend chapter 764 of the Laws of 1900, passed and approved May 4, 1900, entitled 'An act providing for the opening, extending, laying out and improving of Bedford avenue, in the borough of Brooklyn, in the city of New York'" (Int. No. 193), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 263) entitled "An act providing for the paving of Bushwick avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 227), was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 65) entitled "An act to direct the Board of Estimate and Apportionment of the city of New York to audit and allow the interest on assessments to the owners and persons interested on the land assessed by said city within the lines of the assessment for the paving and grading of Logan street, Berriman

street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street, Market street, Belmont avenue, Miller avenue, Essex street and Sutter avenue under chapter 310 of the Laws of 1892, all in the borough of Brooklyn, city of New York" (Int. No. 65), was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 321) entitled "An act to amend section 762 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government thereof' relative to precautions against fire and use of aisles in places of amusement" (Int. No. 321), was read the second time.

On motion of Mr. J. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 459) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (Int. No. 77), having been announced for a second reading,

On motion of Mr. O'Malley, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 129) entitled "An act to amend the Greater New York charter, relating to the Municipal Court of the city of New York" (Int. No. 129), having been announced for a second reading.

Mr. Reilley moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Reilley, and it was decided in the negative.

Mr. McKeown moved that said bill be recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion of Mr. McKeown, and it was decided in the negative.

Mr. McKeown.—I raise a point of order that the bill is improperly on the calendar.

Mr. Speaker.—The gentleman will state his point of order.

Mr. McKeown.—The point of order—the title of the bill does not designate the chapter of the laws to be amended. The charter of the Greater New York of the Laws of 1897 were amended in 1899.

Mr. Speaker.—What is the point of order?

Mr. McKeown.—The charter of the Laws of 1897—this act was amended in 1899—apply to the interpreters of the court; and the title of the bill does not signify that that chapter—I raise the point of order——

Mr. Speaker.—The chair does not understand the point raised by the gentleman.

Mr. McKeown.—The chapter of the Laws——

Mr. Speaker.—Under what rule do you raise your point of order?

Mr. McKeown.—Rule 9, page 338.

Mr. Speaker.—Now, if the gentleman will state his point of order so the chair can hear it.

Mr. McKeown.—The charter was amended in 1899 with reference to municipal courts, to the interpreters of the same, and the title of the bill as presented does not indicate the reference to the Laws of 1899.

Mr. Speaker.—Don't have to, in the title——

Mr. McKeown.—The first section——

Mr. Speaker.—That point of order is not well taken.

Mr. McKeown.—Why, Mr. Speaker?

Mr. Speaker.—Simply for the reason that under the rules of the House the reference to the New York charter may be by the short title. That point of order is not well taken.

Mr. McKeown.—Now, Mr. Speaker, I raise another point of order.

Mr. Speaker.—The gentleman from Kings.

Mr. McKeown.—Mr. Speaker, on page 2, line 14, the word "the" is omitted from the old law, and not underscored or bracketed.

Mr. Speaker.—The chair will have to ask to have that referred to the Clerk, for comparison.

Mr. McKeown.—I would suggest that the chair lay the bill aside and examine it for himself; that's all.

Mr. Speaker.—The Clerk will examine the bill on the part of the chair.

Mr. Speaker.—The chair suggests that there are points of order which the gentleman from Kings could raise—he has not raised them as yet.

Mr. Speaker directed the Clerk to cause said bill to be immediately amended and reprinted so as to comply with Rule 9, and that when reprinted, said bill shall be restored to its place on the calendar.

The bill (No. 148) entitled “An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace, of the notice of her intention to commence an action against the city of New York for damages for personal injuries and of the time and place at which the injuries were received” (Int. No. 148), was read the second time.

On motion of Mr. W. H. Wilson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 390) entitled “An act to amend chapter 360 of the Laws of 1897, entitled “An act to incorporate the city of Geneva,’ generally” (Int. No. 375), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

On motion of Mr. Burnett, and by unanimous consent, said bill was read the third time, having been printed, and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Halpin	McMillan	Ruehl
Adler	Cotton	Hanford	McQuade	Salyerds
Ahern	Coughtry	Harris	Meister	Sanders

Allds	Daly	Hasenflug	Nye	Scanlon
Allston	Darrison	Hawkins	O'Brien	Schneider
Apgar	DeGraw	Henry	O'Connell	Seymour
Axtell	Delaney	Holsten	O'Malley	Sherer
Babcock	Dempsey	Honeck	Orr	Smith A R
Baker	Dickey	Hyman	Patton	Smith J E
Baum	Dickinson	Irwin	Phipps	Smith J T
Bedell	Dooling	Juengst	Plank	Smith S W
Bell	Doughty	Keenan	Platt	Smith W H
Bennet	Duross	Kelly	Poth	Stevens
Blackwell	Dusinbery	Kelsey	Price	Sullivan
Bradley	Ellis	Knipp	Rainey	Swarts
Brill	Everett	Landon	Remsen	Thorn
Brooks	Fish	Leggett	Richter	Traub
Bruckner	Fisher	Lewis M E	Rider	Ulmann
Bryan	Fitzpatrick	Lewis T D	Rierdon	Vacheron
Burnett	Fordyce	Lynn	Roberts	Van Name
Burns	Frisbie	Mansfield	Robinson	Waite
Cadin	Gardiner R	Marson	Rodenbeck	Weber
Conger	Gardner C J	Mathews	Rogers	Wilson H
Cooley	Graeff	McInerney	Ross	Wilson W H
Coons	Hallock	McKeown		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 309) entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' relative to delivery of assessment-roll and use of seal" (Int. No. 282), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading,

On motion of Mr. Burnett, and by unanimous consent, said bill was read the third time, having been printed, and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present,

{ AYES 125 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Halpin	Mathews	Rodenbeck
Adler	Coughtry	Hanford	McInerney	Rogers
Allds	Daly	Harris	McKeown	Ross
Allston	Darrison	Hasenflug	McMillan	Ruehl
Apgar	Davis	Hawkins	McQuade	Salyerds
Axtell	Delaney	Henry	Meister	Sanders
Baker	Dempsey	Hitchcock	Morgan	Schneider
Baum	Dickey	Holsten	Nye	Seymour
Bedell	Dickinson	Honeck	O'Brien	Sherer
Bell	Dooling	Hyman	O'Malley	Smith A R
Bennet	Doughty	Irwin	Orr	Smith J E
Blackwell	Duross	Juengst	Patton	Smith J L
Bradley	Egan	Kaiser	Phipps	Smith J T
Brill	Everett	Keenan	Plank	Smith S W
Brooks	Fancher	Kelly	Platt	Smith W H
Bruckner	Fish	Kelsey	Poth	Stevens
Bryan	Fitzgerald	Knipp	Prince	Sullivan
Burnett	Fitzpatrick	Landon	Rainey	Swift
Burns	Fordyce	Leggett	Remsen	Thorn
Cadin	Fowler	Lewis M E	Reynolds	Treat
Conger	Galbraith	Lewis T D	Richter	Vacheron
Cook	Gardiner R	Lynn	Rider	Waite
Cooley	Geoghan	Mains	Rierdon	Weber
Coons	Griffith	Mansfield	Roberts	Weekes
Costello	Hallock	Marson	Robinson	Wilson H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, without amendment:

"An act to amend chapter 81 of the Laws of 1895, entitled 'An act to authorize the city of Binghamton to borrow money to meet temporary deficiencies in its current fund, and to issue its notes therefor.'" (No. 44, Int. No. 44.)

"An act to amend chapter 100 of the Laws of 1900, entitled 'An act to authorize the executors and trustees under the last wills and testaments of Bradish Johnson, the elder, of Helena J. Parsons, of Effington L. Johnson, and of Outhbert S. Johnson, and the persons or corporations or the chamberlain of the city of New

York, who may be appointed as custodians or otherwise to receive and hold, under the provisions of the last will and testament of Margaret L. Whitney, the proceeds of the sale of the real estate of which she died seized, and the guardian of Stephen Whitney, the younger, to severally invest the principal of the estates held by them in either the capital stock or bonds, or in both the capital stock and bonds of the 'estate of Bradish Johnson,' a corporation," relative to the authority of the guardians of Evelyn K. Parsons, et al." (No. 342, Int. No. 8.)

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Rodenbeck.—Mr. Speaker, it is my solemn duty to announce to the Assembly the death of Senator Cornelius R. Parsons. As one of the members of Assembly of the senatorial district represented by Senator Parsons, it is fitting that I should say a word in connection with this announcement; and yet, Mr. Speaker, I wish that I might have had the time for thought and reflection suitable to put into language the expression caused by his death. Now that he has gone what words can adequately express the feelings we feel in our hearts. How cold, how hard, how inappropriate mere words seem in the presence of death. We might as well try to describe the impression made by a beautiful strain of music or the perfume of a flower as to seek to paint in words the feeling that death throws around us. It is a groping after the great secret of that country from whose bourne no traveller yet has returned. However familiar death may be to us it comes to us always with a shock because it presents the great mystery of life.

Leaves have their time to fall and flowers to wither at the
north wind's breath,
And stars to set,
But thou hast all seasons for thine own, O death!

Mr. Speaker, Senator Parsons was fifty-eight years of age when he died. He had been in public life almost continually for thirty years. Aside from minor offices, he had been Mayor of Rochester, a member of this body, and since 1891 a senator from Monroe county. This brief statement shows that he was an unusual man. But, Mr. Speaker, he deserved this recognition at the hands of his fellowmen, by the faithful manner in which he

discharged every public trust. No request of any constituent of his ever went unheeded. It was not because of political considerations that he did this but because of his kindness of heart. Senator Parsons was a kind man. He loved to do good to others for the pleasure it gave him. He was continually sacrificing himself for some one else. No man was too poor to receive his attention. His life was given to the service of others. He believed that it was our duty to pluck the flowers that 'round us grow, scattering our fragrance as we go. It was for this reason that he was so universally liked. It was for this reason that he maintained the love of the people whom he represented. It was because of his innumerable, nameless and unrecorded acts of kindness and of love that so many will long for the touch of the vanished hand and the sound of the voice that is still.

Mr. Speaker, by his unusual executive ability as Mayor of Rochester he did much toward building up the business interests which have made the people of that beautiful city so prosperous. They will appreciate him now the more that he is gone. To his strong character and unimpeachable integrity and honesty must be added a genial disposition; his temper was seldom ruffled. He was calm while others were disturbed. He smiled while others frowned. He was unselfish. The world was brighter because he lived; he gave to life more than he received. With all his graces of mind and character he was a modest man, quiet and retiring. He was willing that others should indulge in oratorical flights; he was satisfied to be judged by what he did rather than by what he said. He was reticent because he was thoughtful. He loved flowers and music and beautiful books. Is it any wonder that we liked this man and that we mourn his death? This is not a fulsome eulogy perfunctorily performed, but an imperfect picture of the life of a simple, faithful public servant, whose death will cause genuine sorrow to all who knew him.

Mr. Speaker, to such an one death has no terrors; it is an awakening to a higher life; it is not a good night, but rather a good morning.

Mr. Speaker.—The Chair recognizes the gentleman from Monroe, Mr. Lewis.

Mr. Lewis.—Mr. Speaker, at such a time as this language is indeed feeble. The heart feels but the tongue fails to utter the

sentiments which all but overwhelm us. Death is always a cause of sadness; the death of Senator Parsons is peculiarly saddening. We who knew him intimately knew him only to love him. To many of the members of this House he was but an individual. To us, my colleagues from Monroe and myself, he was an object of sincere affection. You who knew him but casually knew him as a courteous, affable, polished gentleman. We who had been associated with him in social, political and official life, knew him for the kindhearted, thoughtful and considerate and sympathetic friend; one whose judgment was unerring almost as the planets in their course, one whose advice was always available to his friends, ever ready, never doubtful, always helpful, wise, calm and resourceful. For more than thirty years he has been a conspicuous figure in the public life of Rochester, and Monroe county. As an alderman, as the mayor of Rochester, as an assemblyman and senator, he has ever been faithful to the interests which he has been chosen to represent. It is safe to say, Mr. Speaker, that few if any of the citizens of Rochester had so wide an acquaintance or a more devoted following. The humblest laborer was not too humble to deserve and receive from him a kindly greeting. His death will be deeply, sincerely and universally mourned by all who have been brought into contact with him in any of the walks of life.

I move you, therefore, Mr. Speaker, that a committee be appointed by the Speaker of this House, of which the Speaker shall be a member to properly represent this House at the funeral.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker appointd as such committee Messrs. Nixon, Allds, Kelsey, Fish, Burnett, Ellis, Lewis, Rodenbeck, Gardiner, Salyerds, Darrison, Griffiths, Fordyce, Phipps, Hatch, Frisbie, Kelly and Cook.

The Senate sent for concurrence a resolution, in the words following:

Resolved, That when the committee upon resolutions, relative to the decease of Hon. Cornelius R. Parsons, makes its report, that a memorial session of the Senate be appointed for the consideration thereof; and be it further

Resolved (if the Assembly concur), That as a mark of respect to the memory of Hon. Cornelius R. Parsons, late Senator from the Forty-third district, the legislative session of Friday, February 1, 1901, be not held, and when the Legislature adjourns to-day it be to meet upon Monday evening, February 4, 1901, at 8.30 o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. M. E. Lewis moved that as a mark of respect to the memory of the late Senator Cornelius R. Parsons, this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative unanimously by a rising vote.

Whereupon, at 1 o'clock p. m., in pursuance of said resolution, the House adjourned to meet Monday evening at 8.30 p. m.

MONDAY, FEBRUARY 4, 1901.

The House met pursuant to adjournment.

Prayer by Rev. William Prall.

On motion of Mr. Allds, the reading of the journal of Friday, February 1, was dispensed with and the same was approved.

Mr. Speaker presented a petition of Charles A. Freer, President Ohio Christian Endeavor Union against a bill (No. 000) in reference to saloons in the city of Buffalo, which was referred to the committee on excise.

Mr. Apgar introduced a bill entitled "An act to amend the Code of Civil Procedure relative to costs in justices' courts" (Int. No. 589), which was read the first time and referred to the committee on codes.

Mr. DeGraw introduced a bill entitled "An act making an

appropriation for repairing and enlarging the State armory heretofore erected for the use of the Forty-seventh Regiment, National Guard of the State of New York" (Int. No. 590), which was read the first time and referred to the committee on ways and means.

Mr. Doughty introduced a bill entitled "An act to amend chapter 338 of the Laws of 1897, relative to the planting of oysters and clams in the public waters of the town of Hempstead, in the county of Queens, and to repeal section 9 thereof" (Int. No. 591), which was read the first time and referred to the committee on fisheries and game.

Mr. Hammond introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relating to prosecutions and to the disposal of confiscated fish and game" (Int. No. 592), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the polluting of waters" (Int. No. 593), which was read the first time and referred to the committee on fisheries and game.

Mr. Hitchcock introduced a bill entitled "An act to amend the Election Law, relating to the appointment of inspectors of elections in towns" (Int. No. 594), which was read the first time and referred to the committee on the judiciary.

Mr. Keenen introduced a bill entitled "An act to enable the fire commissioners of the city of New York to rehear and determine the charges against James Cooke" (Int. No. 595), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to enable the fire commissioners of the city of New York to rehear and determine the charges against William O'Donnell" (Int. No. 596), which was read the first time and referred to the committee on affairs of cities.

Mr. Mains introduced a bill entitled "An act to provide for the enlargement of the Mt. Vernon armory, so as to provide therein necessary accommodations for the headquarters of the First Regiment, National Guard of the State of New York, and making an appropriation therefor" (Int. No. 597), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend chapter 416 of

the Laws of 1893, entitled 'An act in relation to the city court of Yonkers' " (Int. No. 598), which was read the first time and referred to the committee on affairs of cities.

Mr. Salyerds introduced a bill entitled "An act to provide for the enlargement of the culvert where the Genesee Valley canal crosses Black creek, in the town of Chili, Monroe county, and to remove obstructions in the channel of said creek from its mouth, in said town, west of Brown's bridge, in said town, and making an appropriation therefor" (Int. No. 599), which was read the first time and referred to the committee on ways and means.

Mr. Weekes introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relating to the maintenance of pound nets in the salt waters of this State" (Int. No. 600), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, relating to the taking of edible fish with shirred or menhaden nets in the salt waters of the state" (Int. No. 601), which was read the first time and referred to the committee on fisheries and game.

Mr. Griffith introduced a bill entitled "An act to amend the Highway Law, relative to the construction of highways in towns and providing for State aid therefor" (Int. No. 602), which was read the first time and referred to the committee on internal affairs.

Mr. Doughty introduced a bill entitled "An act to amend the Poor Law, relative to the treatment of indigent persons" (Int. No. 603), which was read the first time and referred to the committee on general laws.

Mr. Griffith introduced a bill entitled "An act to provide for the adoption of a proposition at a town meeting abolishing the office of overseer of highways" (Int. No. 604), which was read the first time and referred to the committee on internal affairs.

Mr. Phillips introduced a bill entitled "An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers" (Int. No. 605), which was read the first time and referred to the committee on affairs of villages.

Mr. Babcock introduced a bill entitled "An act to abolish the labor system of taxation for highway purposes" (Int. No. 606),

which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to provide for the submission of a proposition to the people of the State for the issue of bonds and the construction and improvement of highways" (Int. No. 607), which was read the first time and referred to the committee on ways and means.

Mr. Burnett introduced a bill entitled "An act to change the name of "The First Presbyterian Society of Manchester, New York" to "The First Presbyterian Society of Shortsville, New York" (Int. No. 608), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Conger introduced a bill entitled "An act to change the name of the Tompkins County Co-operative Fire Insurance Company, Ithaca, New York" (Int. No. 609), which was read the first time and referred to the committee on insurance.

Mr. Morgan introduced a bill entitled "An act to provide for the construction in Forest Park, Queens county, borough of Queens, New York, of a new reservoir, dams and mains, with the appurtenances thereto, for the purpose of storing and supplying water for use in the borough of Brooklyn in the city of New York" (Int. No. 610), which was read the first time and referred to the committee on affairs of cities.

Mr. Doughty introduced a bill entitled "An act to authorize and empower the town boards of the towns in Nassau county to preserve their records by causing the same to be recopied" (Int. No. 611), which was read the first time and referred to the committee on internal affairs.

Mr. Fowler introduced a bill entitled "An act to amend the Penal Code, in relation to the obstructing of a stream, creek or other body of water which has been dredged or cleared at public expense" (Int. No. 612), which was read the first time and referred to the committee on codes.

Mr. Schneider introduced a bill entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expense of providing proper police protection for the grounds of the Pan-American exposition" (Int. No. 613), which was read the first time and referred to the committee on affairs of cities.

Mr. Vacheron introduced a bill entitled "An act to incorporate

the Queens County Trust and Title Company," and to define its rights and privileges (Int. No. 614), which was read the first time and referred to the committee on banks.

Mr. Lynn introduced a bill entitled "An act to amend the Public Health Law, in relation to the use of type in the publication of books, newspapers or serial literature" (Int. No. 615), which was read the first time and referred to the committee on public health.

Mr. Kelly introduced a bill entitled "An act to amend section 1058 of the Code of Civil Procedure" (Int. No. 616), which was read the first time and referred to the committee on codes.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 2675 of the Code of Civil Procedure, relative to the powers of a temporary administrator as to real property in Surrogate's Court" (No. 288, Rec. No. 14), which was read the first time, and referred to the committee on codes.

"An act to confirm, ratify and legalize certain assessments for local improvement in the city of Little Falls, known as grading of Whited street in said city" (No. 281, Rec. No. 15), which was read the first time, and referred to the committee on affairs of cities.

"An act to amend chapter 240 of the Laws of 1897, entitled 'An act to amend chapter 255 of the Laws of 1890, entitled 'An act to amend chapter 345 of the Laws of 1888, entitled 'An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 353 of the Laws of 1892, entitled 'An act to further amend chapter 345 of the Laws of 1888, entitled 'An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 255 of the Laws of 1890, entitled 'An act to amend chapter 345 of the Laws of 1888, entitled 'An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads'" (No. 264, Rec. No. 16), which was read the first time, and referred to the committee on railroads.

"An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' as amended by section 2 of chapter 330 of the Laws of 1899, relating to the classification and compensation of policemen" (No. 283, Rec. No. 17), which was read the first time, and referred to the committee on affairs of cities.

"An act to amend section 140 of the Forest, Fish and Game Law, in relation to definitions" (No. 293, Rec. No. 18,) which was read the first time, and referred to the committee on fisheries and game.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan, Int. No. 102, entitled "An act to authorize the city of Schenectady to borrow money and to issue the bonds of said city therefor, for the purpose of paying the indebtedness of the fire department of said city" (No. 102), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan, Int. No. 101, entitled "An act to authorize the city of Schenectady to borrow money and issue the bonds of said city therefor, for the purpose of paying certain indebtedness of said city" (No. 101), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan, Int. No. 106, entitled "An act to permit the payment of certain assessments for street improvements in the city of Schenectady upon certain terms and directing the repayment of certain moneys paid for assessments" (No. 106), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Morgan, Int. No. 5, entitled "An act to amend section 472 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communi-

ties lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relative to water supply" (No. 5), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sanders, Int. No. 223, entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the municipal court" (No. 223), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Egan, Int. No. 49, entitled "An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine into the facts concerning the services claimed to have been rendered by Charles J. Weiss, William A. Sheldon, Joseph Quinn, Patrick J. McEvily and Stephen J. Hanley, in the department of taxes and assessments in the city of New York, in the year 1899" (No. 49), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stranahan, Rec. No. 5, entitled "An act relating to the police department of the city of New York; to terminate the terms of office of the police commissioners of said city; to abolish the office of chief of police in said city; to concentrate the functions heretofore exercised by such commissioners and chief in a single commissioner, to provide for the appointment and removal of such commissioner and his deputies; and to enlarge the powers heretofore exercised

by said commissioners and to confer such enlarged powers upon such single commissioner and his deputies; to transfer the powers and functions heretofore exercised by the treasurer of the police board to the Comptroller of the city of New York; and to take from such commissioner the control of the general bureau of elections, and to abolish such bureau" (No. 140), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Kelsey, and by unanimous consent said bill was made a special order on second and third reading for Tuesday next immediately after the reading of the journal.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 161, entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties'" (No. 161), reported in favor of the passage of the same without amendment.

Mr. Fitzgerald moved that said bill be recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Fitzgerald and it was decided in the negative.

(AYES 45)
(NOES 101)

Those who voted in the affirmative, were

Baum	Duross	Hawkins	Mathews	Rider
Bruckner	Egan	Holsten	McInerney	Rierdon
Burns	Fitzgerald	Honeck	McKeown	Sanders
Bradley	Fitzpatrick	Hyman	Meister	Scanlon
Daly	Frisbie	Juengst	O'Connell	Smith J E
Delaney	Geoghan	Kaiser	Poth	Sullivan
Dempsey	Halpin	Keenan	Prince	Ulmann
Dickey	Harburger	Kelly	Reilly	Van Name
Dooling	Hasenflug	Lynn	Richter	Wilson W H

Those who voted in the negative, were

Adams	Coughtry	Hammond	O'Brien	Seymour
Ahern	Darrison	Hanford	O'Malley	Sherer
Allds	Davis	Harris	Orr	Smith A R
Allston	DeGraw	Hatch	Patton	Smith J L
Axtell	Dickinson	Henry	Phillips	Smith J T
Babcock	Doughty	Hitchcock	Phipps	Smith S W
Baker	Dusinbery	Irwin	Plank	Smith W H
Bedell	Ellis	Kelsey	Platt	Snyder
Bell	Everett	Knipp	Price	Stevens
Blackwell	Fancher	Landon	Rainey	Swarts
Brill	Fish	Leggett	Remsen	Swift
Brooks	Fisher	Lewis M E	Reynolds	Thorn
Bryan	Fordyce	Lewis T D	Roberts	Traub
Burnett	Fowler	Mains	Robinson	Treat
Cadin	Galbraith	Mansfield	Rodenbeck	Vacheron
Conger	Gardiner R	Marson	Rogers	Waite
Cook	Gardner C J	McMillan	Ross	Walrath
Cooley	Graeff	McQuade	Ruehl	Weber
Coons	Griffith	Morgan	Salverds	Weekes
Costello	Hallock	Nye	Schneider	Wilson H
Cotton				

Said report was then agreed to and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennet, Int. No. 475, entitled "An act to amend chapter 546 of the Laws of 1881, as amended by chapter 523 of the Laws of 1888, entitled 'An act in relation to the New York Christian Home for Intemperate Men, and to increase its powers,' relative to location" retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Everett, Int. No. 230, entitled "An act to repeal chapter 750 of the Laws of 1900, entitled 'An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Spring and Nelsonville'" (No. 230), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Allston, Int. No. 455, entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Ilion, in the county of Herkimer, in the amount of \$30,000 issued for the purpose of constructing an electric lighting plant in and for said village; and to legalize the special election held on March 6th, in the year of our Lord 1900, and all proceedings connected therewith, under which said bonds are issued" (No. 488), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. S. W. Smith, Int. No. 323, entitled "An act to amend section 1391 of the Code of Civil Procedure, in relation to exemption from execution" (No. 323), reported in favor of the passage of the same, with the following amendment:

Page 2, line 5, strike out the word "immediately" and insert in lieu thereof the words "September first, nineteen hundred and one."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 60, entitled "An act to amend section 447 of the Code of Civil Procedure, relative to party defendants" (No. 60), reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, after the words "Section 1." add the following underscored words:

"Section four hundred and forty-seven of the code of civil procedure is hereby amended so as to read as follows:"

Same page, line 5, after the word "wise" add the word "expressly."

Same page, line 7, strike out the words "under the transfer tax act."

Same page, line 10, after the word "who" strike out the word "must" and insert in lieu thereof the word "may."

Same page, after line 11, add the following: "§ 2. This act shall take effect September first, nineteen hundred and one."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act in relation to land condemned for public improvements." (No. 190, Int. No. 190.)

"An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace of the notice of her intention to commence an action against the city of New York for damages for personal injuries, and of the time and place at which the injuries were received." (No. 148, Int. No. 148.)

"An act to authorize the town of Orange in the county of Schuyler to reimburse and pay Robert Bell for moneys loaned by him to said town to defray the poor expenses of said town." (No. 379, Int. No. 364.)

"An act to authorize the board of supervisors of the county of Schenectady to sell the county poorhouse farm and buildings, and the county fair and parade grounds, situate in the Fifth ward of the city of Schenectady, and to apply the proceeds derived from such sales to the purchase of a new poorhouse site, and the erection of the necessary buildings thereon, or to the erection of new buildings upon part of the present site; also to repeal chapter 312 of the Laws of 1869, chapter 246 of the Laws of 1873 and chapter 79 of the Laws of 1892." (No. 252, Int. No. 252.)

"An act fixing the expenses of trials or proceedings in the courts of the State for felonies and misdemeanors committed on Indian reservations." (No. 288, Int. No. 288.)

"An act to change the corporate name of the Troy Young Men's Association to the Troy Public Library." (No. 334, Int. No. 304.)

"An act to amend the Highway Law, relative to reports of commissioners of highways." (No. 471, Int. No. 444.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State." (No. 348, Int. No. 120.)

"An act authorizing the railroad commissioner of the town of Mamakating, Sullivan county, N. Y., to issue bonds to retire outstanding bonds as they may become due." (No. 209, Int. No. 209.)

"An act to direct the board of estimate and apportionment of the city of New York to audit and allow the interest on assessments to the owners and persons interested on the land assessed by said city within the lines of the assessment for the paving and grading of Logan street, Berriman street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street, Market street, Belmont avenue, Miller avenue, Essex street and Sutter avenue under chapter 310 of the Laws of 1892 all in the borough of Brooklyn, city of New York," (No. 65, Int. No. 65.)

"An act providing for the paving of Bushwick avenue in the borough of Brooklyn, in the city of New York." (No. 263, Int. No. 227.)

Ordered, That said bills be engrossed for third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 486), entitled "An act to amend section 2,643 of the Code of Civil Procedure, relating to the appointment of administrators with the will annexed, in the case of minors" (Int. No. 131), reported the same with the following recommendations:

Strike out all underscoring that appear in title of said act.

Page 2, line 26, strike out the word "the" where it appears the second time.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 487), entitled "An act to amend section 3,391 of the Code of Civil Procedure, relative to proceedings for the sale of corporate real property" (Int. No. 276), reported the same with the following recommendations:

Page 1, line 1, after the word "thousand" strike out the comma.

Same page, line 4, before the word "proceedings" insert the words "petition and contents" in brackets.

Same page, lines 4 and 5, underline the words "proceedings to be instituted by presentation of petition; what to contain."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 193), entitled "An act to amend chapter 764 of the Laws of 1900, passed and approved May 4, 1900, entitled 'An act providing for the opening, extending, laying out and improving of Bedford avenue, in the borough of Brooklyn, in the city of New York'" (Int. No. 193), reported the same with the following recommendations:

Page 1, lines 2 and 3, strike out the words "passed May fourth, nineteen hundred."

Page 3, line 9, strike out underscoring of the word "said."

Same page, line 15, insert the word "a" after the word "into."

Page 4, lines 18 and 19, strike out the words "upon its passage and approval."

Amend the title by striking out the words "passed and approved May fourth, nineteen hundred," and adding at the end thereof the words "relative to the apportionment of the cost thereof."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 321), entitled "An act to amend section 762 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government thereof' relative to precautions against fire and use of aisles in places of amusement" (Int. No. 321), reported the same with the following recommendations:

Page 2, lines 3 and 4, strike out the words "relative to precautions against fire and use of aisles in places of amusement."

Page 3, line 14, strike out the word "of" and insert the word "or."

Amend the title by striking out all after the words "to amend" down to and including the word "thereof" and inserting the words "the greater New York charter."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend chapter 535 of the Laws of 1888, entitled 'An act to incorporate the city of Middletown' relating to the improvement of water works and issuing bonds therefor." (No. 511, Int. No. 303.)

"An act to amend chapter 594 of the Laws of 1899, making special provision for the payment of the bonds issued by the boards of supervisors of Rensselaer and Albany counties, on account of turnpikes, plank roads and bridges." (No. 484, Int. No. 67.)

"An act to amend chapter 220 of the laws of 1895, entitled 'An act to enable veterans to participate in the exercises of Memorial Day', by providing for their leave of absence on such day, with pay." (No. 485, Int. No. 205.)

"An act giving authority to the Commissioners of the Land Office to grant and convey to the United States of America, certain lands under water in the harbor of New York at Governor's Island, and to cede jurisdiction to the United States over said lands under water." (No. 512, Int. No. 61.)

"An act creating the office of police justice in the village of Peekskill, in the county of Westchester." (No. 482, Int. No. 6.)

"An act to amend chapter 596 of the laws of 1898, relative to the salaries of the police force of the city of Yonkers." (No. 510, Int. No. 122.)

"An act to amend the Village Law, in relation to the establishment of dumping grounds." (No. 483, Int. No. 53.)

Mr. Lynn offered for the consideration of the House a resolution in the words following:

Resolved, That the following statement, prepared at the New York State Library by Robert H. Whitten, Ph. D., Sociology Librarian, showing the nature and character of all legislation for the past seven years, be printed and placed on the files of the Assembly.

NEW YORK LEGISLATION.

CLASSIFICATION OF ACTS 1894-1900.

	1894.		1895.		1896.		1897.		1898.		1899.		1900.		Total.		YEARLY AVERAGE.	
	Gen.	Spec.	Gen.	Spec.	Gen.	Spec.	Gen.	Spec.	Gen.	Spec.	Gen.	Spec.	Gen.	Spec.	Gen.	Spec.	Gen.	Spec.
State government.....	47	67	68	93	44	51	54	61	62	56	83	31	64	76	422	435	60	62
Education.....	9	24	29	41	12	45	10	46	2	25	3	21	3	40	68	252	10	36
Charities and corrections.....	21	33	27	37	14	51	9	33	8	27	10	30	13	30	102	241	15	34
Private law.....	15	21	21	35	12	35	21	21	6	32	6	26	2	15	83	185	12	26
Administration of justice.....	50	20	41	25	50	37	36	34	29	25	67	29	47	35	320	205	46	29
Public morals.....	1	1	7	1	4	2	4	.....	2	.....	5	5	3	4	26	8	4	1
Public health and safety.....	9	6	20	12	16	11	7	8	4	1	8	3	9	10	73	51	10	7
Labor.....	2	1	.....	.....	4	.....	2	.....	2	.....	5	.....	2	1	20	2	3	3
Trade, mining, industries.....	11	2	10	.....	16	1	18	4	8	1	8	4	1	4	72	23	10	3
Agriculture.....	10	1	5	6	6	2	6	.....	12	.....	10	4	10	5	59	18	8	3
Game, forest, fish.....	6	3	.....	6	15	16	8	16	12	33	11	26	12	18	70	118	10	17
Corporations:																		
Not for profit.....	1	31	2	34	7	20	5	10	4	20	1	23	2	22	22	160	3	23
Banking and insurance.....	.....	.....	13	12	12	7	10	4	12	3	7	5	10	1	73	37	10	5
Transportation and commerce.....	7	12	9	12	11	22	9	7	12	10	13	10	9	10	70	83	10	12
Miscellaneous corporations.....	9	17	11	22	19	20	5	14	3	24	7	13	11	14	65	124	9	18
Claims against State.....	.....	8	.....	26	.....	19	.....	20	.....	19	.....	24	.....	37	.....	153	.....	22
Local government:																		
County.....	3	14	11	23	11	33	9	36	4	36	4	27	6	36	48	205	7	29
City.....	2	191	4	239	2	251	2	194	2	122	1	147	4	137	17	1,281	3	183
Village.....	7	61	9	74	14	72	3	47	3	35	6	37	1	46	43	372	6	53
Town.....	7	27	9	38	5	35	6	20	5	18	8	24	8	19	48	181	7	26
Total.....	226	545	305	743	274	730	224	575	192	487	263	484	217	560	1,701	4,124	243	589
Grand total.....	771	.....	1,048	.....	1,004	799	.....	679	.....	.....	747	.....	777	.....	5,825	.....	832	.....

METHOD OF CLASSIFICATION.

State Government :

General :

Statistics.
 Elections.
 Lawmaking.
 Public documents and printing.
 State officers.
 Militia. National Guard.
 War memorials.
 Veterans.
 State public buildings and improvements.
 General State appropriations.
 Taxation.

Special :

State appropriations for specific objects.
 Bridges over Erie and other canals at various points.
 Armories in various cities.
 Military park commissions, as Vicksburg, Gettysburg, etc.
 Changes in the canals at particular points.

Education :

General :

School laws applicable to entire State.
 Laws concerning any one or all State educational institutions.
 General library laws.
 Art galleries and museums.

Special :

Laws concerning any special institution, school, college, library, etc.
 Laws providing for high schools in certain cities, etc.

Charities and Corrections :

General :

Poor laws applying to entire State.
 Laws concerning sick and wounded, insane defectives, State charitable institutions, State prisons and reformatories, management of convicts and convict labor.

Special :

Laws concernng particular private charities.

Private law :

General :

Family.
 Divorce.
 Contracts.
 Liens.
 Incumbrances.

Private law :

General :

- Insolvency.
- Assignments.
- Descents.
- Devises.
- Guardians.
- Probate matters.

Special :

- Acts relating to particular individuals.

Administration of justice :

General :

- Practice of law.
- Courts and officers.
- Civil procedure.
- Criminal procedure.
- Crimes.

Special :

- Courts in various cities, counties or towns.
- Legalizing acts of special justice and notaries public.

Public morals :

General :

- Amusements.
- Intoxicating liquors.
- Narcotics.
- Order, decency.

Special :

- Laws on above subjects applying to certain localities.

Public health and safety :

General :

- Contagious diseases.
- Practice of medicine and surgery.
- Food, drugs, adulteration.
- Public safety. Inspection of boilers, etc., lodging houses.
- Fire escapes.

Special :

- Laws on above subjects applying to certain localities.

Labor :

General :

- Bureau of Labor. Statistics.
- Employer and employee.
- Factory inspection.
- Protection. Child labor.
- Arbitration. Organization.

Special :

- Laws on above subjects applying to certain localities.

Trade, mining, industries :

General :

Domestic trade.

Weights and measures.

Laws regulating industries.

Mines and mining.

Special :

Laws on above subjects applying to certain localities.

Agriculture :

General :

Board. State commissioner.

Associations.

Drainage. Fertilizers.

Horticulture. Hindrances to crops. Pests, etc.

Domestic animals.

Dairy products.

Special :

Laws on above subjects applying to certain localities.

Game. Fish. Forests :

General :

Laws applying to entire State relative to game, fish, shellfish, lobsters, oysters.

Special :

Laws on above applying to certain localities.

Corporations :

Not for profit.

General :

Legislation applying to all corporations not organized to make money e. g. churches, private charities, benevolent orders, clubs, etc.

Special :

Laws applying to some particular corporation of the above class.

Banking and insurance :

General :

Laws applying to entire State.

Special :

Laws applying to particular corporations.

Transportation and communication :

General :

Laws applying to all companies.

Special :

Laws applying to particular companies.

Miscellaneous corporations :

General } Includes all corporations other than those included
Special { in above classes.

Claims against State :**Special :**

All laws concerning claims of particular individuals.

Local Government :**County :****General :**

Laws applying to all counties.

Special :

Laws applying to particular counties.

Town :**General :**

Laws applying to all towns.

Special :

Laws applying to particular towns.

Village :**General :**

Laws applying to all villages.

Special :

Laws applying to particular villages in regard to incorporation, police, fire department, streets, parks, cemeteries, taxes, local improvements, roads and bridges, light, water, power, etc.

Cities :**General :**

Laws applying to all cities of same class.

Special :

Laws applying to particular cities relating to subjects enumerated above under special village legislation.

(See Document.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. J. E. Smith offered for the consideration of the House, a resolution in the words following:

Whereas, The workings of the Civil Service Law of this State have a tendency to ingraft on our political system a perpetual office holding class, and

Whereas, A perpetual office holding class is a detriment and a menace to our political institutions, and

Whereas, It is currently rumored that an attempt is about

to be made to deprive citizens holding places under our State and city governments from exercising their rights and privileges as freemen, in that the civil service associations have decreed that no office holder shall attend any State, county, city, district or town convention, and

Whereas, The civil service examinations of this State are unpracticable, deceptive and a travesty on justice, American manhood and fair play, therefore be it

Resolved, That the members of the Assembly do hereby condemn the Civil Service Law as un-American and against the best interests of our State.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Burnett offered for the consideration of the House, a resolution in the words following:

Resolved, That the Clerk of the Assembly, be and he hereby is authorized and directed to purchase sets of the latest edition of the General Statutes, for the use of the committees on judiciary and general laws; also, copies of the Tax Law, for the use of the committee on taxation and retrenchment, at an expense of not to exceed one hundred dollars (\$100), to be paid for out of the contingent fund of this House on the certificate of said Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	McMillan	Rogers
Adler	Daly	Harburger	McQuade	Ruehl
Ahern	Davis	Hasenflug	Meister	Salyerds
Allds	DeGraw	Hatch	Morgan	Sanders
Allston	Delaney	Hawkins	Nye	Schneider
Apgar	Dempsey	Henry	O'Brien	Seymour
Axtell	Dickinson	Holsten	O'Connell	Smith A R
Babcock	Dooling	Hyman	Orr	Smith J E
Baker	Doughty	Irwin	Patton	Smith J L
Baum	Dusinbery	Kaiser	Phillips	Smith S W
Bedell	Ellis	Keenan	Phipps	Smith W H
Bell	Everett	Kelly	Plank	Snyder
Bennet	Fancher	Kelsey	Platt	Stevens

Blackwell	Fish	Knipp	Price	Sullivan
Bradley	Fisher	Landon	Prince	Swarts
Brooks	Fitzgerald	Leggett	Rainey	Swift
Bruckner	Fordyce	Lewis M E	Reilley	Traub
Bryan	Fowler	Lewis T D	Remsen	Treat
Burns	Frisbie	Lynn	Reynolds	Ulmann
Cadin	Gardiner R	Mains	Richter	Van Name
Cook	Gardner C J	Mansfield	Rider	Waite
Conger	Graeff	Marson	Rierdon	Weber
Cooley	Griffith	Mathews	Robinson	Weekes
Coons	Hallock	McInerney	Rodenbeck	Wilson H
Cotton	Halpin	McKeown		

Mr. Harburger offered for the consideration of the House, a resolution in the words following:

Whereas, The various gas companies in the Greater New York are continually watering their stock, furnishing poorer gas to the consumers, and are profiting so enormously that the stockholders, jobbers and ringsters are becoming richer day by day, having had as assistants in former Legislatures members who refused to vote for cheaper gas, as the corporations swayed the committee as well as some of the members, and

Whereas, It is known that gas can be furnished for fifty cents per one thousand cubic feet and still pay large profits to the stockholders in spite of millions of watered stock, be it therefore,

Resolved, That this Assembly instruct the committee on electricity, gas and water supply to immediately report any one of the gas bills now before it which reduces the price of gas, and give the people a chance in the Greater New York by saving money which rightfully belongs to them.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

By unanimous consent,

Mr. Landon introduced a bill entitled "An act to amend chapter 257 of the Laws of 1860, entitled 'An act to incorporate the Hyde Park Fire Department of Dutchess county'" (Int. No. 617), which was read the first time.

On motion of Mr. Landon, and by unanimous consent, said bill was read the second time, and ordered to a third reading, and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Graeff introduced a bill entitled "An act authorizing the

directors and stockholders of the Essex Horse Nail Company, Limited, to execute and file and have recorded a certificate or certificates of extension of the time of the corporate existence of said company" (Int. No. 618), which was read the first time.

On motion of Mr. Graeff, and by unanimous consent, said bill was read the second time, and ordered to a third reading, and referred to the committee on the judiciary.

On motion of Mr. Morgan, and by unanimous consent, the resolution offered by Mr. Morgan, January 28, 1901, relative to H. R. bill to purchase Temple farm, was made a special order for Wednesday next.

The bill (No. 459) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (Int. No. 77), having been announced for a second reading,

Mr. O'Malley moved to amend as follows:

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. Section forty-five of chapter one hundred and five of the laws of eighteen hundred and ninety-one, entitled "An act to revise the charter of the city of Buffalo," is hereby amended to read as follows:

§ 45. The mayor, comptroller, corporation counsel, treasurer, assessors, commissioner of public works, judges of the municipal court, superintendent of education, police justice, justices of the peace and overseer of the poor, shall be elected and all other officers shall be appointed as herein provided.

§ 2. Section forty-seven of said chapter one hundred and five, as amended by chapter eight hundred and five of the laws of eighteen hundred and ninety-five, is hereby amended to read as follows:

§ 47. The mayor, comptroller, corporation counsel, treasurer, superintendent of education, commissioner of public works, overseer of the poor, police justice and justices of the peace, shall each hold office for the term of four years and the assessors and judges of the municipal court for the term of six years except as provided in section two hundred and seventy-one and three hundred and sixty-nine of this act as amended.

§ 3. Sections forty-eight and two hundred and thirty-one of said chapter one hundred and five are hereby amended to read as follows:

§ 48. The comptroller, treasurer, superintendent of education, police justice, justices of the peace, overseer of the poor,

corporation counsel and commissioner of public works, shall execute and file with the city clerk a bond or undertaking to the city with sureties in such sum as shall be fixed by ordinance, conditioned for the faithful performance of the duties of their respective offices and for the accounting for and payment to the city of all moneys belonging to the city received by them and shall when required by the common council, execute and file a new bond or undertaking. All other officers and persons elected or appointed by the authority of this act may, by ordinance, be required to give a like bond or undertaking. The bond or undertaking of the comptroller shall contain the further condition that he will pay over to the persons entitled to it the money paid to him to redeem lands sold for taxes and assessments.

§ 231. There shall be a department of health, which shall be under the control and management of a health commissioner, who shall be appointed by the mayor and act under the advice and supervision of the board of health. The board of health shall consist of the mayor, the commissioner of public works, and said health commissioner. The health commissioner shall hold his office for the term of five years from the time of his appointment and until his successor is appointed, and he shall devote his entire time to the duties of his office. He shall be a reputable and licensed physician of not less than thirty years of age, and with an actual experience as a practicing physician of not less than five years.

§ 4. Section two hundred and seventy-one of said chapter one hundred and five, as amended by chapter four hundred and twenty-four of the laws of eighteen hundred and ninety-two, and chapter eight hundred and five of the laws of eighteen hundred and ninety-five, is hereby amended to read as follows:

§ 271. There shall be a department of public works of which the commissioner of public works shall be the head. The commissioner shall be elected. In case of vacancy in the office of commissioner it shall be filled by appointment by the mayor until and including the thirty-first day of December after the next general or municipal election, at which election a commissioner shall be elected to fill the unexpired term. On the first day of January after the passage of this act the terms of office of the two commissioners of public works required by this act to be appointed by the mayor for full terms, shall cease, and all the powers and duties of the commissioners and of the board of public works shall be vested in and imposed upon the commissioner of public works who shall be elected at the municipal election held on the first Tuesday of November, nineteen hundred and one, as a legal successor in office of the commissioner of public works heretofore required by law to be elected. The commis-

sioner of public works elected at the municipal election to be held on the first Tuesday of November, nineteen hundred and one, shall be elected for a term of office for two years, to commence January first, nineteen hundred and two, and end January first, nineteen hundred and four. At the municipal election to be held in November, nineteen hundred and three, the commissioner of public works shall be elected for the term of office of four years, to commence on the first day of January, nineteen hundred and four, and end on the first day of January, nineteen hundred and eight. Thereafter the term of office of the commissioner of public works shall be four years, except as hereinbefore provided in case of a vacancy in said office. The commissioner of public works shall devote his whole time and attention to the duties of his office. He shall receive an annual salary of five thousand dollars. The deputy commissioners shall devote their whole time and attention to the duties of their respective offices. They shall each receive an annual salary of three thousand dollars, until the same is fixed as hereinafter provided. The salaries of the commissioner and of the deputy commissioners shall not be changed during their respective terms of office. The commissioner of public works shall have charge and control:

1. Of all structures and property connected with the public water works, the supply and distribution of water, the collection of the water revenue and of giving permits for house connections with the same, except the Jubilee water works. He shall have power to construct, maintain, extend, repair, and regulate water works, to supply the city and its inhabitants with water and may cause water pipes to be laid in such streets in said city, (paved or unpaved), as shall be ordered by the common council. He shall also have power to purchase and repair all necessary boilers, engines, machinery, tools and supplies for maintaining the water works and distributing water.

2. Of the designing, constructing, altering and maintaining of the public sewers and drains and of giving permits for house connections with same.

The commissioner of public works shall have power to divide the city into sewer districts and to make plans for the development and construction of systems of sewers in said sewer districts, including main sewers, branch sewers and lateral sewers, and to make, certify and file in his office, maps, plans and descriptions (complete or partially complete) of said sewer districts, and of systems of drainage developed and proposed to be developed therein, which maps, plans and descriptions when so certified and filed, shall be public records of the city; and the proposed systems therein embodied shall not be changed thereafter to the detriment of any

parcel of land which has been assessed and has paid for the construction of any part of the said system of sewers or drainage, which is proposed to be changed, without compensation or provision for compensation, for such change. The amount of such compensation shall be ascertained by the supreme court in a proceeding taken for that purpose in said court by the city, or by any interested person; but such a proceeding must be begun within three months after the notice of the filing of such new plans is published in three successive issues of the official paper, or the right to such compensation shall be barred.

3. Of locating, laying out, opening, constructing, altering, regulating, grading, regrading, paving, repaving, curbing, guttering, repairing, cleaning, sweeping and sprinkling all streets, avenues, places, alleys and roads (except such as are placed in charge of the park commissioners); of removing ashes and garbage, keeping streets, avenues, alleys and places free and clear of all encroachments, obstructions and incumbrances, granting builders' permits to occupy streets, laying of side and cross walks, numbering houses, putting up street names and superintending the erection of awnings.

4. Of the lighting of streets, avenues, places, alleys and roads; the cleaning and repairing of public lamps, inspecting of gas and lamps, electric lights, electric wires, conduits and building connections with electric plants, the locating and removing of all gas mains, telegraph, telephone and electric light poles; and he may cause all telegraph, telephone and electric light wires to be placed under ground, pursuant to directions of the common council.

5. Of constructing, repairing and maintaining all bridges, canals, wharves, docks, piers, basins, slips, aqueducts, tunnels and culverts belonging to the city.

6. Of the constructing, altering and repairing of public buildings, including school, fire, police and water buildings.

7. Of the filling of sunken lots, the fencing of vacant lots, licensing of vaults underneath streets, and of stairways, areas and projections in the street.

8. Of repairing and closing wells, pumps and hydrants, and abating all nuisances on the requisition of the board of health.

9. Of making and preserving all surveys, maps, plans, estimates and drawings relating to the laying out and improvement of streets, avenues, roads, alleys, sewers, water and gas mains, bridges, telegraph, telephone and electric light mains, the constructing, altering and repairing of public structures, buildings and offices and all other public works under the care of the said department.

§ 5. Sections two hundred and seventy-two, two hundred and seventy-three, two hundred and seventy-four, two hundred and seventy-six and two hundred and seventy-seven of said chapter one hundred and five are hereby amended to read as follows:

§ 272. When any work or improvement, general or local, prescribed in this title, is necessary or advisable, the commissioner may recommend the same to the common council, with or without plans, specifications and descriptions. The common council may thereupon order the work done or may order that plans, specifications and descriptions shall be furnished with or without estimates of cost or bids from responsible parties who will contract with the city to do the prescribed work. The common council may order any work or improvement either with or without the recommendation of the commissioner of public works, but when such work or improvement is ordered in accordance with the plans, specifications or descriptions, a contract therefor shall be made by the commissioner, except where he is authorized to do the work himself. All work and improvements ordered shall be under the direction and supervision of the commissioner, and when he shall make report to the common council of his action, the council shall provide for the payment therefor, either from the general fund, or by local assessment, or both, as in this act prescribed. And no such work shall be executed until payment therefor has been provided as required by this act. He shall make a special report of any work done or contracted for when required by the common council or mayor, and a general monthly report to the common council of his transactions for the previous month. The common council upon the recommendation of the commissioner of public works and upon such terms and for such time, not exceeding five years, and upon such conditions as said commissioner may prescribe, may authorize said commissioner to enter into a contract with any person or corporation for cleaning any or all the streets, alleys public parks, wharves and grounds of the city, and for removing the dirt, ashes, rubbish and garbage therefrom, or for cremating or otherwise disposing within or without the limits of the city of such street cleanings or such ashes, rubbish or garbage, but the annual cost or expense thereof shall be placed in the annual estimates of said department and paid in equal annual proportions.

§ 273. There shall be four bureaus in the department of public works, each in charge of a deputy commissioner, who, together with all officers, subordinates and employes of the department of public works, shall be appointed and removed by the commissioner of public works and their

salaries and pay shall be fixed by the commissioner of public works with the concurrence of the common council. In all cases in which by the general laws of the state compensation is required to be paid weekly, pay accounts for employes shall be certified to the common council accordingly and pay accounts for the commissioner, his deputies, officers and employes not required to be so paid shall be certified semi-monthly; and on receipt of the same the common council shall order the proper warrants for the payment of said accounts to be drawn on the treasurer. All matters and things under the charge and control of any officer or department on the day preceding the first Monday of January, eighteen hundred and ninety-two, the charge and control of which are not by this act vested in some other officer or department, shall be under the charge and control of the commissioner of public works on and after the said first Monday of January.

1. A bureau having under the commissioner the charge and care of the construction of sewers, the granting of permits for sewer connections and their inspection, the locating, laying out, opening, grading, regrading, curbing, guttering, paving, repaving and repairing of all streets, avenues, alleys and places; constructing and repairing roads, flagging and repairing sidewalks, laying crosswalks, filling sunken lots, digging down lots, constructing and repairing all wells, and pumps, setting of lamp-posts, building docks and bulkheads, and repairing the same, building and repairing bridges, making and preserving all maps, surveys, plans and estimates, and drawings relating to the laying out, regulating, grading and paving of all streets, alleys and avenues, and any other public improvements to be done by or under the supervision of the department. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy engineer commissioner. He shall be a reputable and practical civil engineer of not less than thirty years of age and with an actual experience as an engineer of not less than five years. Within ten days after the qualifying of the commissioner of public works he shall appoint a deputy engineer commissioner to serve at his pleasure. The deputy engineer commissioner shall in the absence or inability of the commissioner of public works act as such commissioner of public works. Upon the appointment and qualification of such deputy engineer commissioner the term of office of the present chief engineer shall cease.

2. A bureau having under the commissioner the charge and care of all the ponds, conduits, reservoirs, tunnels, piers, engines, pumps and lands connected with the water works,

and of laying all water pipes and the construction of all new work relating thereto, the extension and distribution of the water, the control of making all house connections with water mains, the setting of all water meters, taking and preserving their record, the setting and repairing of fire and drinking hydrants and keeping the same free from ice, and the collection of the revenue arising from the sale and use of water. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy water commissioner. He shall be a reputable and practical mechanical or civil engineer of not less than thirty years of age or a person who has had the practical experience in the trades or professions of not less than five years, but these qualifications shall not render ineligible for appointment the person holding the office of water superintendent on the thirty-first day of December, nineteen hundred and one. The deputy water commissioner shall in the absence or inability of the commissioner of public works and the deputy engineer commissioner act as such commissioner of public works. Within ten days after the qualification of the commissioner of public works he shall appoint a deputy water commissioner to serve at his pleasure. Upon the appointment and qualifying of such deputy water commissioner the term of office of the present water superintendent shall cease.

3. A bureau of building, having under the commissioner the charge and care of the construction, alteration and repair of all buildings in the city. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy building commissioner. He shall be a reputable and practical builder or architect or a person of practical experience in the building trades, not less than thirty years of age and with an active experience in the trades of not less than five years. The deputy building commissioner shall in the absence or inability of the commissioner of public works and the deputies of the engineering and water bureaus act as commissioner of public works. Within ten days after the qualifying of the commissioner of public works as named in this act he shall appoint a deputy building commissioner to serve at his pleasure. Upon the appointment and qualifying of such deputy building commissioner the term of office of the present superintendent of buildings shall cease. The deputy building commissioner shall also superintend the construction, alteration and repairs of all public buildings and see that all building laws enacted by the state legislature or passed as ordinances by the common council are enforced. The commissioner shall

appoint not less than three inspectors of buildings, who shall be under the control of the deputy building commissioner. These inspectors shall be practical building mechanics of not less than five years' experience in their trade.

4. A bureau having under the commissioner the charge and care of cleaning, sweeping and sprinkling streets, removing ashes and garbage, keeping the streets, avenues, alleys and places free and clear of all encroachments, obstructions and encumbrances, supervising, inspecting and cleaning sewers, regulating the occupancy of streets by licensed hacks, carts and trucks, granting builders permits to occupy streets, numbering of streets, putting up street signs, cleaning and repairing public lamps, inspection of gas and lamps, electric lights, electric wires, conduits and building connections with electric plants, the erection of awnings. The chief officer in charge of this bureau shall be a deputy commissioner and shall be called deputy street commissioner. In the absence or inability of the commissioner of public works and the deputies of engineering, water and buildings, he shall act as commissioner of public works. Within ten days after the qualifying of the commissioner of public works as named in this act he shall appoint a deputy street commissioner to serve at his pleasure. Upon the appointment and qualifying of such deputy street commissioner the term of office of the present superintendent of streets shall cease.

§ 274. No person shall construct any of the works mentioned in subdivision one of section two hundred and seventy-one of this act without the written authority of the commissioner of public works.

§ 276. The commissioner of public works shall estimate annually the amount necessary to be expended during the ensuing year for repairs to accepted streets, and shall return the said estimate to the comptroller, with his other estimates of the department.

§ 277. The commissioner of public works shall cause the accepted streets to be repaired, without the previous order of the common council, and shall employ the necessary men, and purchase the necessary materials. When any such work has been done or any material has been purchased, the commissioner shall certify the expense of the same to the common council. The common council shall thereupon order the proper warrant for the payment thereof to be drawn on the treasurer.

§ 6. Section two hundred and seventy-nine of said chapter one hundred and five, as amended by chapter seven hundred and forty-nine of the laws of nineteen hundred, is hereby amended to read as follows:

§ 279. All streets or parts of streets paved at the time this act takes effect, or which shall subsequently be paved, shall be deemed accepted streets within the meaning of this title, and shall be repaired when necessary, if the commissioner of public works certifies that less than one-third of the carriageway is in condition requiring repairs, but whenever the board of public works shall certify that it is not expedient to make further repairs upon the pavement in an accepted street, or in the portion thereof between two streets that intersect or meet the same, the common council may order said street, or the portion thereof mentioned in such certificate repaved, and the expense thereof shall be paid by local assessment as in this act provided; and in the work of repaving, any portion of the old pavement suitable for use may be retained, or may be used in such work. All acts and proceedings heretofore had or taken by the city of Buffalo, its departments and officers, to repave or repair an accepted street, or any part thereof, and to defray the expense of such repaving or repair by local assessment, are hereby legalized, ratified and confirmed; but nothing in this section contained shall affect any action or proceeding at law now pending.

§ 7. Sections two hundred and eighty, two hundred and eighty-one, two hundred and eighty-two, two hundred and eighty-three, two hundred and eighty-four, two hundred and eighty-five, two hundred and eighty-six and two hundred and eighty-seven of said chapter one hundred and five are hereby amended to read as follows:

§ 280. The commissioner of public works shall estimate annually the amount necessary to be expended, during the ensuing year, for the cleaning and repairing of all public sewers and receivers, and shall return such estimate to the comptroller with the other estimates of the costs of the department.

§ 281. The commissioner of public works may cause surveys to be made of all the streets and public squares of the city, and shall, from time to time, as such survey progresses, file descriptions and surveys of such streets and squares in the office of the city clerk. Such surveys and descriptions, and certified copies thereof, shall be evidence of the existence of the streets and squares so surveyed and described, and their boundaries and location.

§ 282. No commissioner of public works or deputy commissioner, and no subordinate or employe of the department shall be pecuniarily interested in any contract made for the department, or in the purchase, sale or repair of any article used by it.

§ 283. No expenditure or contract exceeding or involving the sum of five hundred dollars shall be made by the commissioner

of public works without the consent of the common council. Before the commissioner of public works shall enter into a contract for the performance of any work, the expense of which shall exceed the sum of five hundred dollars, he shall cause a notice to be published in the official paper, and two other daily papers in the city, twice a week for two weeks, inviting proposals for the same, according to the plans and specifications to be filed in his office, and the contract shall be let to the lowest responsible bidder, who shall furnish security for its performance satisfactory to the commissioner of public works.

§ 284. The commissioner of public works shall make and enforce rules and regulations for the government of the officers and employes of the department in the discharge of their duties.

§ 285. The commissioner of public works shall, subject to the approval of the common council, fix the rates to be charged for the use of water, and shall have charge of the collection thereof. He shall have power to adjust the rates as established, and to increase or diminish the rates in cases where consumers increase or lessen their consumption of water, and to refund a proportionate amount of rates paid in cases where consumers cease to use water. Water rates shall be payable semi-annually in advance, on days to be fixed by the commissioner of public works. The commissioner of public works may divide the city into districts and fix the days on which the rates in each district shall be paid.

§ 286. The commissioner of public works shall pay daily to the city treasurer, all moneys received by him from any source, and make a report at the same time to the comptroller. All moneys received from the sale and use of water shall be used only for the purposes of the bureau created by subdivision two of section two hundred and seventy-three, and for the payment of principal and interest on the water bonds.

§ 287. All claims against the city, connected with this department, shall be audited by the commissioner of public works before being presented to the common council. The time during which any claim shall remain in the hands of the commissioner of public works for audit shall not be a part of any time limited for the commencement of an action against the city, and the time of such limitation shall be extended accordingly.

§ 8. Section two hundred and eighty-eight of said chapter one hundred and five, as amended by chapter eight hundred and five of the laws of eighteen hundred and ninety-five, is hereby amended to read as follows:

§ 288. It shall be the duty of the owner or occupant of any premises in the city, whenever such work shall be ordered by a

resolution of the common council, to lay water, sewer and gas service pipes, from the main pipes in the street in front of such premises to such point beyond the curb line as the commissioner of public works may determine. It shall also be the duty of such owner or occupant to lay and relay sidewalks in front of such premises whenever the same shall be so, as aforesaid, ordered, and to at all times keep and maintain the sidewalk in front of such premises in good order and repair, and to remove snow and ice therefrom within the time and as required by the city ordinances. The commissioner of public works shall notify the owner or occupant of any premises in front of which any such work, excepting the removal of snow and ice, and repair of sidewalks, shall be required to be done, that if the same is not done by the owner or occupant within ten days the same shall be done by the city, and the expense thereof will be assessed upon such premises. Such notice may be served personally, or by mailing the same in the manner prescribed in section one hundred and fifty of this act for the mailing of notices by the assessors. In case any such work shall not be done within the time specified in such notice, and in case any such owner or occupant shall fail or neglect to keep the sidewalk in front of any premises owned or occupied by him in good order and repair, or to remove the snow or ice therefrom, as required herein, said commissioner of public works may cause such work to be done, and the expense thereof shall be a charge and lien upon such premises. The commissioner of public works shall cause a monthly assessment roll to be made for all such work, and for removing material and obstructions from public streets completed during the month, and work shall not be deemed completed until all included in one resolution of the common council shall be finished, and any such work omitted from a monthly assessment-roll may be included in the next. Such roll shall contain descriptions of the premises and the names of the owners, the same as are required in local assessment-rolls made by the assessors, and also, stated in separate columns, the charge against the respective parcels of land for each kind of work above specified, and shall be entitled "assessment-roll for water, sewer and gas connections, constructing, repairing, and cleaning sidewalks, and removing street obstructions," specifying the month and year, and shall be arranged by streets alphabetically, and shall be prepared and remain on file in the office of said commissioner of public works, open to inspection by any person interested and to revision by said commissioner of public works for at least one week prior to the first day of the second month after the completion of the work for which the roll is made. Previous notice that the roll will be so open to

inspection, and subject to revision and correction, shall be given by mailing the same to each person so assessed, as hereinbefore provided for mailing notices, and during such time the commissioner of public works may hear interested parties, and shall make such corrections, changes and alterations in such roll, and in the assessments therein, as shall be deemed just and equitable. Where any assessment has been omitted from such a roll, or where any assessment therein is on the wrong premises, or where the commissioner of public works shall require further time, or where, for any reason, the commissioner of public works deems it advisable to strike an assessment from such a roll, that may be done, and the omitted or delayed assessment shall be assessed and included in the monthly roll prepared next thereafter, provided, however, that in addition to mailing notices as hereinbefore provided, the commissioner of public works shall give notice to the owners of land upon which any previously omitted or delayed assessment is to be spread, by publishing the same in one issue of the official paper within three days prior to the first day such roll will be open to inspection and revision. After the roll shall have been corrected and revised, proof by affidavit of the giving of the notices herein required shall be attached thereto, and it shall be certified by the secretary of the commissioner of public works and filed with the city clerk on or before the tenth day of the next month after the roll shall have been prepared. Objections to such roll, or to any item thereof, may be filed with the city clerk on or before the fifteenth day of said month, and either before or after the roll shall be filed with him, in the same form as objections filed with him to other local assessment-rolls. If no such objection shall be so filed, the city clerk shall at the first meeting of the common council after said fifteenth day of the month, report to the common council that no objections have been filed, and the common council shall adopt a resolution confirming the roll. If any such objections shall be so filed, the city clerk shall at the first meeting of the common council after said fifteenth day of the month, present the same to the common council, which shall on that day, or on such other day or days as it shall appoint, hear the objections and confirm the roll, in whole or in part, and may by a two-thirds vote in each board correct or revise it and confirm it as so corrected or revised. Upon the confirmation of any such roll, the city clerk shall attach to it his certificate that the roll has been confirmed and deliver the same to the comptroller, and it shall be proceeded with as are local rolls made by the assessors and all of the provisions of the charter relating to local rolls made by the assessors after the same have been confirmed and delivered to the comp-

troller shall be applicable thereto. No assessment provided for herein shall be deemed invalid by reason of any error in the name of the person to whom notice is given or the name of the owner of the premises assessed and all assessments herein provided for shall be assessed upon the lands and premises in front of which the work is done, according to the lineal frontage.

§ 9. Sections two hundred and eighty-nine, two hundred and ninety, two hundred and ninety-two, two hundred and ninety-three, two hundred and ninety-four, two hundred and ninety-six and two hundred and ninety-seven of said chapter one hundred and five are hereby amended to read as follows:

§ 289. The commissioner of public works may establish, designate and maintain hydrants within the city to supply the public with water, and the expense thereof may be assessed upon and collected from the property deemed benefited, in like manner as provided in title five of this act, for assessment and collection of assessments; and the commissioner of public works shall designate the districts by boundaries within which such assessment shall be levied.

§ 290. The deputy building commissioner under the direction of the commissioner of public works shall enforce the ordinances of the city, regulating the construction, alteration or repair of buildings in the city. He and the inspectors of buildings shall have authority to enter any premises or building for the purpose of examining its condition; and whenever in the judgment of the deputy building commissioner any building or any part of a building shall be dangerous to the public, or unsafe, he may, under the direction of the commissioner of public works, when the same shall be approved by the common council, order such building to be torn down, and in case his order shall not be obeyed, he may cause it to be torn down; or he may order it to be repaired so as to be safe, and in case his order shall not be obeyed, he may cause the proper repairs to be made.

§ 292. Before the construction or remodeling of any building in the city is commenced, the owner shall file with the deputy building commissioner a sworn statement of the character and use of the building he proposes to erect and its location on his premises. And in all cases except where the building is a one or two story frame dwelling, or one or two story frame store or dwelling within the limits where wooden buildings may be erected, he shall file a copy of the plans and specifications of such building, and a statement which shall contain the name and residence of the owner and the purposes for which the building is designed, and which shall be sworn to by the owner or his authorized agent. The commissioner of public works shall, within

ten days after the filing of the plans, specifications and statement, approve the same, or indicate in writing the alterations to be made therein to comply with the general laws of the state and ordinances of the city, and no building shall be erected or remodeled until the approval of the commissioner of public works shall be obtained and a written permit issued by him to the owner or builder of such building. Nothing herein contained shall affect the exclusive power of the common council to grant permits for buildings under subdivision five of section seventeen of this act.

§ 293. The commissioner of public works shall report to the corporation counsel any violation of the building laws of the state and ordinances of the city, for which a fine, penalty or forfeiture is prescribed, and the corporation counsel shall thereupon bring an action to enforce the same. In case the construction or remodeling of any building is commenced without the permission of the commissioner of public works, he shall order the work to be stopped. In case the work on the building is continued he shall report the facts to the corporation counsel, who shall, by action, enjoin the further prosecution of such work until the permission shall be obtained. The court shall enjoin the prosecution of the work, pending the action. The corporation counsel shall not settle or discontinue any such action without the written consent of the commissioner of public works. The usual costs in an action at law and special proceedings shall apply to these proceedings.

§ 294. The captains of police in the several districts of the city shall report daily to the superintendent of police all defective street lamps which may be discovered in their respective districts, and all street lamps which were not lighted during any night; and shall also report daily to such superintendent of police all defects which may be discovered in the streets or sidewalks, and all omissions to clean the same. And the superintendent shall make a consolidated report of the same to the department of public works daily. Notice to any member of the police force of any defective streets shall not be notice to the city until actually received by the commissioner of public works.

§ 296. The commissioner of public works shall have authority to purchase or lease a piece of land to be used as a store yard or depot of supplies, where shall be stored all materials necessary for repairing the public works which are under the charge of this department.

§ 297. Before the city shall order the extension or alteration of the water works, or the construction, in whole or part, of new water works, the commissioner of public works shall have power to determine upon the plans and specifications of such extension, alteration or construction, and no

extension of said water works shall be ordered except upon the recommendation of the commissioner of public works. When any extension, alteration or construction (except pipe laying), the expense of which shall exceed the sum of five hundred dollars shall be ordered, it shall be the duty of said commissioner of public works to advertise by publication in the official paper, and in two other daily papers twice a week for two weeks, a notice inviting, until a certain day to be specified in the notice, sealed proposals to do the work and furnish the materials according to the plans and specifications on file in the office to be specified in such notice. But said commissioner of public works may, in his discretion, employ necessary labor, purchase necessary supplies for, and cause any or all water pipes to be laid under his own supervision.

§ 10. Section two hundred and ninety-eight of said chapter one hundred and five, as amended by chapter two hundred and eighty-nine of the laws of eighteen hundred and ninety-four, is hereby amended to read as follows:

§ 298. When any work or repairs not herein otherwise specially provided for shall be ordered by the common council upon or in front of premises, the commissioner of public works shall notify the owner or occupant personally or by mail, at least ten days before the commissioner of public works will undertake the work, that if such work or repairs is not done or made within ten days, the same will be done by the commissioner of public works, and the expense thereof, together with twelve per centum per annum from the time the work was done, will be assessed upon the premises in front of or upon which the same shall be done or made in the manner that other local assessments are made.

§ 11. Section two hundred and ninety-nine of said chapter one hundred and five is hereby amended to read as follows:

§ 299. The commissioner of public works shall not, without the consent of the common council, expend in any one year any greater amount of money than shall have been appropriated by the common council in the annual appropriation for said year for said department, except as provided in section seventy-three.

§ 12. Section three hundred and ninety-seven of said chapter one hundred and five, as amended by chapter eight hundred and five of the laws of eighteen hundred and ninety-five, and chapter seven hundred and seven of the laws of nineteen hundred, is hereby amended to read as follows:

§ 397. It may cause any street or alley to be graded or regraded, graveled or regraveled, macadamized or remacadamized, or paved or repaved. When it is proposed to pave or repave any street or alley, plans and quantities shall be prepared for doing the

same with each kind of pavement for the laying of which specifications have been filed by the commissioner of public works. The commissioner of public works shall advertise for bids for doing the same in accordance with such plans, specifications and quantities, and report the same to the common council. After receiving such report, the common council shall determine which kind of pavement shall be used, and in case a majority petition shall not have been presented, for the kind so determined upon, shall pass a resolution of intention to order the street paved with any kind of pavement it may select. The petition for the paving or repaving of any street or alley may specify generally the material to be used in such work, and such petition shall be regarded as an application for the use of any material of the kind designated in the petition for which specifications have been filed with the commissioner of public works or the petition may designate particularly any kind of pavement for which specifications have been filed as aforesaid, which the petitioner desires shall be used. The specifications may provide that the persons submitting bids or proposals shall agree to enter into contract to do the work, and to keep and maintain the same in good repair for a certain definite period, and a contract may be entered into in accordance therewith, and a local assessment made to defray the expense thereof, anything in this act to the contrary notwithstanding.

§ 13. Section four hundred and two of said chapter one hundred and five, as amended by chapter eight hundred and five of the laws of eighteen hundred and ninety-five, is hereby amended to read as follows:

§ 402. The city shall have power to ascertain, establish and settle the boundaries of all public waters, streets, alleys, parks, squares, open spaces and other public grounds, and to direct the city clerk to record the same. Whenever any person shall propose to dedicate a new street, or part of a new street, he shall submit the plan thereof to the commissioner of public works for his approval, before the same is presented to the common council. The commissioner of public works shall report the plan, with his opinion, to the common council before the proposed street or part of a street shall be accepted.

§ 14. Section four hundred and ten of said chapter one hundred and five, as amended by chapter two hundred and eighty-nine of the laws of eighteen hundred and ninety-four, is hereby amended to read as follows:

§ 410. All work provided for in this title, after having been ordered by the common council, shall be executed under the direction of the commissioner of public works.

§ 15. Section four hundred and sixteen of said chapter one hundred and five, as amended by chapter eight hundred and five of the laws of eighteen hundred and ninety-five, is hereby amended to read as follows:

§ 416. The city may contract with any person or corporation to furnish the materials and labor necessary to be used and done in making all extensions of the lamp district, and for lighting the public buildings and the streets of the city, and keeping the lamps in repair, for such time as the common council shall designate, not exceeding five years for any one contract. Sections four hundred and seven and four hundred and eight of this act shall not apply to any such contract. The city may purchase, from time to time, and keep on hand such number of lamp-posts and lamps as the common council may deem necessary for replacing lamps and posts which shall become unfit for use, and supplying all extensions of the lamp district therewith, and pay for the same out of the general fund; and shall furnish such posts and lamps for such extensions at the price which the city shall have paid for the same. When lamps and posts are not in use they may be removed from the street and stored or used elsewhere, and the gas light company shall, on being notified, protect its pipes at its own expense, and if they should be again needed at the place from which they were so removed, the same or other of equal value shall be returned without expense to the local property owners. All the work provided for in this title, after having been ordered by the common council, shall be executed under the direction of the commissioner of public works.

§ 16. Section four hundred and eighty of said chapter one hundred and five is hereby amended to read as follows:

§ 480. The comptroller, treasurer and overseer of the poor shall each appoint a deputy, and the commissioner of public works, four deputies, who shall hold their offices during the pleasure of the officer appointing them, and such clerks and subordinates as may be provided for by ordinance. The deputy comptroller, deputy treasurer, and deputy overseer of the poor shall, in the absence or inability of his principal to perform the duties of the office, and during a vacancy therein, perform the duties thereof. Each deputy, before entering upon his office, shall take the oath of office prescribed by the constitution, and give the bond or undertaking prescribed by this act, or by the ordinances of the city.

§ 17. This act shall take effect on the first day of January, nineteen hundred and two, except as to the election of the commissioner of public works, as to which it shall take effect as hereinbefore provided.

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Malley, and it was decided in the affirmative.

} AYES 97 }
} NOES 37 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Nye	Sherer
Adler	Cotton	Hallock	O'Brien	Smith A R
Ahern	Coughtry	Hammond	O'Malley	Smith J L
Allds	Darrison	Hanford	Orr	Smith J T
Allston	Davis	Harris	Patton	Smith S W
Axtell	DeGraw	Hatch	Phillips	Smith W H
Babcock	Dickinson	Henry	Phipps	Stevens
Baker	Doughty	Hitchcock	Price	Snyder
Bedell	Dusinbery	Irwin	Rainey	Swarts
Bennet	Ellis	Kelsey	Remsen	Swift
Blackwell	Everett	Knipp	Roberts	Thorn
Brill	Fancher	Landon	Robinson	Traub
Brooks	Fish	Leggett	Rodenbeck	Treat
Bryan	Fisher	Lewis M E	Rogers	Vacheron
Burnett	Fordyce	Mains	Ross	Waite
Cadin	Fowler	Mansfield	Ruehl	Walrath
Conger	Galbraith	Marson	Salverds	Weber
Cook	Gardiner R	McMillan	Schneider	Weekes
Cooley	Gardner C J	Morgan	Seymour	Wilson H
Coons	Graeff			

Those who voted in the negative, were

Baum	Egan	Holsten	McInerney	Rider
Bradley	Fitzgerald	Honeck	McKeown	Scanlon
Bruckner	Frisbie	Hyman	Meister	Smith J E
Burns	Geoghan	Juengst	O'Connell	Sullivan
Daly	Halpin	Kaiser	Prince	Ulmann
Delaney	Harburger	Lynn	Reilley	Van Name
Dickey	Hasenflug	Mathews	Richter	Wilson W H
Duross	Hawkins			

Said bill as amended was then read the second time, and Mr. O'Malley moved that said bill be ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 429) entitled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general

laws,' relative to small fruit packages, and to repeal chapter 509 of the Laws of 1899 " (Int. No. 406), was read the second time.

On motion of Mr. Phipps, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 426) entitled "An act to amend the Forest, Fish and Game Law, in relation to the protection of wild moose, elk, caribou and antelope, and also providing for restocking the Adirondack region with wild moose, and making an appropriation therefor " (Int. No. 127), was read the second time.

On motion om Mr. Price, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 283) entitled "An act to amend section 56 of chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws,' relative to seal " (Int. No. 283), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same:

"An act to authorize the common council of the city of Elmira to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low-water mark of the Chemung river, in the city of Elmira." (No. 51, Int. No. 51.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

"An act to amend subdivision second of section 79 of chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers.' " (No. 184, Int. No. 184.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Hudson.

"An act to amend the Village Law, in relation to the number of trustees in a village of the fourth class." (No. 311, Int. No. 200.)

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Allds, the House adjourned.

TUESDAY, FEBRUARY 5, 1901.

The House met pursuant to adjournment.

Prayer by Rev. R. E. Stewart.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Adler introduced a bill entitled "An act to amend chapter 570 of the Laws of 1895, entitled 'An act for the incorporation of associations for the improvement of the breed of horses, and to regulate the same, and to establish a State Racing Commission'" (Int. No. 619), which was read the first time and referred to the committee on general laws.

Mr. Bennet introduced a bill entitled "An act to amend section 1180 of the Code of Civil Procedure, relating to grounds for challenge" (Int. No. 620), which was read the first time and referred to the committee on codes.

Mr. Bruckner introduced a bill entitled "An act to provide for the construction of a building for hospital purposes, and acquiring land for the same, in the borough of the Bronx, in the city of New York" (Int. No. 621), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to provide for the relief of owners of property on streets and avenues in cities of the first class where grades are established or changed and the same are not regulated and graded within five years of the establishment or change of the grade therein" (Int. No. 622), which was read the first time and referred to the committee on affairs of cities.

Mr. Cotton introduced a bill entitled "An act to incorporate the Brooklyn Baptist Orphanage" (Int. No. 623), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Davis introduced a bill entitled "An act for the relief of Emil Kunzli, of New York city" (Int. No. 624), which was read the first time and referred to the committee on affairs of cities.

Mr. Fancher introduced a bill entitled "An act to amend the Tax Law relative to the sale of lands for unpaid taxes" (Int. No. 625), which was read the first time and referred to the committee on taxation.

Also, a bill entitled "An act to amend the Forest Fish and Game Law, relative to the close season for woodcuck in Cattaraugus county" (Int. No. 626), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for trout in Cattaraugus, Chautauqua and Allegany counties" (Int. No. 627), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the use of nets in the Conewango creek, in the counties of Cattaraugus and Chautauqua" (Int. No. 628), which was read the first time and referred to the committee on fisheries and game.

Also a bill entitled "An act to provide for the construction of a bridge over Cattaraugus creek, on the Cattaraugus Indian reservation, and making an appropriation therefor" (Int. No. 629), which was read the first time and referred to the committee on ways and means.

Also a bill entitled "An act to provide for the construction of a bridge over the Allegany river, on the Allegany Indian reservation, in the town of South Valley, in the county of Cattaraugus, and making an appropriation therefor" (Int. No. 630), which was read the first time and referred to the committee on ways and means.

Mr. Harris introduced a bill entitled "An act to authorize the Comptroller of the State to hear and determine the application of Charles C. Cozine for cancellation of the tax sales of Great Lot No. 3 Patent 7, Bergen's purchase, Hamilton county, for unpaid taxes" (Int. No. 631), which was read the first time and referred to the committee on taxation.

Mr. Keenan introduced a bill entitled "An act in relation to unpaid taxes water rates and rents, and tax sales in that part of the city of New York constituting the city of Long Island City prior to January 1, 1898, and the towns of Newtown, Flushing, Jamaica and part of Hempstead, now within the boundaries of the city of New York, and to legalize the payment of taxes, and redemption from tax sales heretofore made, under chapter 635

of the Laws of 1899 " (Int. No. 632), which was read the first time and referred to the committee on affairs of cities.

Mr. Landon introduced a bill entitled "An act to amend the Forst, Fish and Game Law, relative to close season for hares and rabbits in certain counties " (Int. No. 633), which was read the first time and referred to the committee on fisheries and game.

Mr. M. E. Lewis introduced a bill entitled "An act to amend chapter 614 of the Laws of 1887, entitled "An act to establish a police pension fund for the city of Rochester " (Int. No. 634), which was read the first time and referred to the committee on affairs of cities.

Mr. Remsen introduced a bill entitled "An act to amend chapter 643 of the Laws of 1899, entitled "An act in relation to the opening of the highway or avenue known as Prospect avenue, in the former town of Flatbush, Kings county, now a part of the city of New York,' relative to the refunding of assessments " (Int. No. 635), which was read the first time and referred to the committee on affairs of cities.

Mr. Rodenbeck introduced a bill entitled "An act to amend subdivision 1 of section 872 of the Code of Civil Procedure, relating to depositions " (Int. No. 636), which was read the first time and referred to the committee on codes.

Mr. Seymour introduced a bill entitled "An act to amend chapter 547 of the Laws of 1896, entitled 'An act relating to real property, constituting chapter 46 of the general laws,' relating to the descent of real property " (Int. No. 637), which was read the first time and referred to the committee on the judiciary.

Mr. Vacheron introduced a bill entitled "An act to provide for the publication, in serial form, of the statutes of the State, and of the decisions of certain courts as soon as the same are rendered, without expense to the State; and to repeal chapter 387 of the Laws of 1894 " (Int. No. 638), which was read the first time and referred to the committee on general laws.

Also, a bill entitled "An act to enable the board of police commissioners of the city of New York to examine into and determine the claim of Thomas S. Baldwin, formerly a captain of the police force of the village of Richmond Hill, and to reinstate him to the rank and position of captain on the police force of

the city of New York " (Int. No. 639), which was read the first time and referred to the committee on affairs of cities.

Mr. Van Name introduced a bill entitled "An act for the compensation of the stenographer of the County Court and Surrogate's Court of the county of Richmond " (Int. No. 640), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend sections 1473 and 1474 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' in reference to the police department granting licenses " (Int. No. 641), which was read the first time and referred to the committee on affairs of cities.

Mr. Weekes introduced a bill entitled "An act to amend the Code of Civil Procedure relative to challenges of jurors and providing that the examination of jurors as to their qualifications shall be conducted exclusively by the court " (Int. No. 642), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend the Code of Criminal Procedure, relative to challenges to jurors " (Int. No. 643), which was read the first time and referred to the committee on codes.

Mr. O'Connell introduced a bill entitled "An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers ' " (Int. No. 644), which was read the first time and referred to the committee on the judiciary.

Mr. W. E. Lewis introduced a bill entitled "An act to amend chapter 143 of the Laws of 1871 entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and the several acts amendatory thereof and supplemental thereto, relating to the board of education of said city " (Int. No. 645), which was read the first time and referred to the committee on affairs of cities.

Also a bill entitled "An act authorizing and directing the common council of the city of Rochester to cause to be issued, bonds of said city, the proceeds of the sale thereof to be credited to the

building fund of the board of education" (Int. No. 646), which was read the first time and referred to the committee on affairs of cities.

A message from the Governor, by the hand of his Secretary, was received and read in the words following:

EXECUTIVE CHAMBER,

ALBANY, *February 5, 1901.*

To the Assembly:

Assembly bill No. 113, entitled "An act to provide for the system of taxation for working and repairing highways in the town of DeWitt in the county of Onondaga during the year nineteen hundred and one" is hereby returned without approval.

Section fifty-two of the General Highway Law provides that when a town shall have voted to change the system of working and repairing its highways from the labor to the money system, such change shall take effect at the next annual meeting of the board of supervisors after the town meeting at which it was so decided to make the change.

The town of DeWitt decided to make the change from the labor to the money system at its annual town meeting held on the 6th of November, 1900, and the purpose of this act is to postpone the taking effect of such action in this town for one year or until the annual meeting of the board of supervisors of Onondaga county for the year 1901.

In my judgment the legislation proposed is in violation of the provisions of section 18 of article 3 of the State Constitution, which prohibits the Legislature from passing a private or local bill laying out, opening, altering, working or discontinuing roads, highways or alleys; and for this reason should not receive executive approval.

B. B. ODELL, JR.

On motion of Mr. Traub, said bill, together with said message was laid upon the table.

Mr. Speaker presented a petition from residents of the county of Niagara, protesting against further taxation on life insurance companies or savings banks. Referred to committee on taxation and retrenchment.

Indefinite leave of absence was granted to Mr. Treat on account of illness.

Also, Mr. Riordan, on account of illness.

On motion of Mr. Frisbie the privileges of the floor were granted to Hon. Geo. M. Palmer.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 426), entitled "An act to amend the Forest, Fish and Game Law, in relation to the protection of wild moose, elk, caribou and antelope, and also providing for restocking the Adirondack region with wild moose, and making an appropriation therefor" (Int. No. 127), reported the same without recommendations, which report was agreed to and said bill ordered engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 429), entitled "An act to amend chapter 338 of the Laws of 1893, entitled "An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws', relative to small fruit packages and to repeal chapter 509 of the Laws of 1899" (Int. No. 406), reported the same with the following recommendations:

Page 1, line 6, insert a comma after the word "twelve."

Same page, same line, strike out the words "which reads" and insert the words "to read" in lieu thereof.

Page 2, line 18, strike out "167" and insert "2" in lieu thereof.

Amend title to read as follows:

"An act to amend the Agricultural Law relative to small fruit packages and to repeal chapter 509 of the Laws of 1899.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 508) entitled "An act to amend chapter 546 of the Laws of 1881, as amended by chapter 523 of the Laws of 1888, entitled 'An act in relation to the New York Christian Home for intemperate men, and to increase its powers', relative to location" (Int. No. 475), reported the same with the following recommendations:

Page 1, line 1, strike out the comma after section two.

Same page, line 2, strike out the word "amended" and insert in lieu thereof the word "added."

Same page, same line, after the word "eighty-one" insert the words "entitled, 'An act in relation to the New York Christian Home for Intemperate Men, and to increase its powers.'"

Same page, line 6, strike out the words "further" and insert the words "so as."

Amend title to read as follows:

"An act to amend chapter 546 of the Laws of 1881, relative to the location of the New York Christian Home for Intemperate Men."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 283) entitled "An act to amend section 56 of chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws', relative to seal" (Int. No. 283), reported the same with the following recommendations:

Page 1, line 2, by inserting after the word "ninety-six" the words "entitled 'An act in relation to taxation, constituting chapter twenty-four of the general laws.'"

Same page, same line, strike out the words "so as."

Amend title to read as follows:

"An act to amend the Tax Law, relative to the seal to be attached to tax roll."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed the bills entitled as follows:

"An act for the relief of the Elliott & Hatch Book Typewriter Company, in payment for merchandise and supplies sold to the city of New York." (No. 538, Int. No. 28.)

"An act to amend the Forest, Fish and Game Law, relative to fishing with nets in Lake Erie." (No. 540, Int. No. 166.)

"An act to legalize the official acts of the assessors, board of trustees and collector of the village of Attica, in the county of Wyoming, in relation to taxes and local assessments during the years 1898, 1899 and 1900." (No. 262, Int. No. 262.)

"An act to amend chapter 269 of the Laws of 1852, entitled

'An act to amend the charter of the Church Charity Foundation in the county of Kings,' as amended by chapter 428 of the Laws of 1868, entitled 'An act to further amend the charter of the Church Charity Foundation of the county of Kings, and to extend the territorial limits thereof,' relative to the number of managers, etc." (No. 285, Int. No. 285.)

Mr. Speaker announced the special order, being the bill (No. 30) entitled "An act to amend the Domestic Relations Law in relation to marriages" (Int. No. 30), having been announced for a third reading,

On motion of Mr. Weekes, and by unanimous consent, said bill was made a special order on third reading for to-morrow immediately after the reading of the journal.

Mr. Speaker announced the special order, being the Senate bill (No. 140) entitled "An act relating to the police department of the city of New York; to terminate the terms of office of the police commissioners of said city; to abolish the office of chief of police in said city; to concentrate the functions heretofore exercised by such commissioners and chief in a single commissioner; to provide for the appointment and removal of such commissioner and his deputies; and to enlarge the powers heretofore exercised by said commissioners and to confer such enlarged powers upon such single commissioner and his deputies; to transfer the powers and functions heretofore exercised by the treasurer of the police board to the comptroller of the city of New York; and to take from such commissioner the control of the general bureau of elections, and to abolish such bureau." (Rec. No. 5.)

Said bill having been announced for a second reading,

Mr. Sullivan moved to amend as follows:

Page 2, line 11, after the words "mayor or said city" strike out the words "or the governor."

Mr. Reilley moved to amend as follows:

Page 2, line 11, strike out the words "or the governor."

Same page, end of section 2, add the words "and such chief of police and the five present deputy chiefs shall be assigned by the commissioner, at their present salary, to such rank as he may deem best, or relieved from service without regard to age, limit or time of service."

By unanimous consent,

Mr. J. E. Smith moved to amend as follows:

Page 2, line 13, after the word "by" strike out the word "either" and insert the word "him."

By unanimous consent,

Mr. Fitzgerald moved to amend as follows:

Page 2, line 2, after the word "them" insert the words "or either of them."

Same page, after line 10, insert the words "be removed from office by the."

Same page, line 11, strike out the words "whenever in the judgment of."

Same page, line 12, after the word "governor" strike out the words "the public interest shall so require, be removed from office by either" and insert the words "after having been served with a copy of the charges against him and after an opportunity of being heard in his defense."

Page 3, end of line 9, add the words "or both."

By unanimous consent,

Mr. McInerney moved to amend as follows:

Page 2, lines 11 and 12, strike out the words "or the governor."

Same page, line 16, after the word "removed" strike out the words "by either the mayor or governor" and insert the words "by the mayor."

By unanimous consent,

Mr. McKeown moved to amend as follows:

Page 2, line 25, after the word "commissioner," insert the words "if the commissioner appointed be a resident of the borough of Manhattan, the first deputy commissioner, when appointed, shall be a resident of the borough of Brooklyn."

By unanimous consent,

Mr. Dooling moved to amend as follows:

Amend section 8 of said bill so that it shall read as follows:
"§ 8. This act shall take effect on January first, nineteen hundred and two."

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Coughtry	Hallock	McInerney	Ross
Adler	Daly	Halpin	McKeown	Salyerds
Ahern	Darrison	Hammond	McMillan	Sanders
Allds	Davis	Hanford	McQuade	Scanlon
Allston	DeGraw	Harburger	Meister	Schneider
Apgar	Delaney	Harris	Morgan	Seymour
Axtell	Dempsey	Hasenflug	Nye	Sherer
Babcock	Dickey	Hatch	O'Brien	Smith A R
Baker	Dooling	Hawkins	O'Connell	Smith J E
Baum	Doughty	Henry	O'Malley	Smith J L
Bedell	Duross	Hitchcock	Orr	Smith J T
Bell	Dusinbery	Holsten	Patton	Smith W H
Bennet	Egan	Honeck	Phillips	Snyder
Blackwell	Ellis	Hyman	Phipps	Stevens
Bradley	Everett	Irwin	Platt	Sullivan
Brill	Fancher	Juengst	Poth	Swarts
Brooks	Fish	Kaiser	Price	Swift
Bruckner	Fisher	Keenan	Prince	Thorn
Bryan	Fitzgerald	Kelly	Reilly	Traub
Burnett	Fordyce	Kelsey	Remsen	Ulmann
Burns	Fowler	Knipp	Reynolds	Vacheron
Cadin	Frisbie	Leggett	Richter	Van Name
Conger	Galbraith	Lewis M E	Rider	Walrath
Cook	Gardiner R	Lynn	Roberts	Weber
Cooley	Gardner C J	Mains	Robinson	Weekes
Coons	Geoghan	Mansfield	Rodenbeck	Wilson H
Costello	Graeff	Marson	Rogers	Wilson W H
Cotton	Griffith	Mathews		

Mr. Allds moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker stated the question to be on the motion of Mr. Sullivan to amend said bill.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the motion of Mr. Sullivan, and it was determined in the negative.

Mr. Speaker stated the question to be upon the motion of Mr. Reilley to amend said bill.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Reilley, and it was determined in the negative.

Mr. Speaker stated the question to be upon the motion of Mr. J. E. Smith to amend said bill.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. J. E. Smith, and it was determined in the negative.

Mr. Speaker stated the question to be upon the motion of Mr. Fitzgerald to amend said bill.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Fitzgerald, and it was determined in the negative.

Mr. Speaker stated the question to be upon the motion of Mr. McInerney to amend said bill.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. McInerney, and it was determined in the negative.

Mr. Speaker stated the question to be upon the motion of Mr. McKeown to amend said bill.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question " Shall the main question be now put ?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. McKeown, and it was determined in the negative.

Mr. Speaker stated the question to be upon the motion of Mr. Dooling to amend said bill.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question " Shall the main question be now put ?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Dooling, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Kelsey said bill was placed on the order of third reading.

Said bill having been announced for third reading,

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question, " Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the assembly voting in favor thereof, and three-fifth being present.

{ AYES 100 }
{ NOES 43 }

Those who voted in the affirmative, were

Adams	Cooley	Gardner CJ	Morgan	Seymour
Adler	Coons	Graeff	Nye	Sherer
Ahern	Costello	Griffith	O'Brien	Smith A R
Allds	Cotton	Hallock	O'Malley	Smith J L

Allston	Coughtry	Hammond	Orr	Smith J T
Apgar	Darrison	Hanford	Patton	Smith S W
Axtell	Davis	Harris	Phillips	Smith W H
Babcock	DeGraw	Hatch	Phipps	Snyder
Baker	Dickinson	Henry	Platt	Stevens
Bedell	Doughty	Hitchcock	Price	Swarts
Bell	Dusinbery	Irwin	Rainey	Swift
Bennet	Ellis	Kelsey	Remsen	Thorn
Blackwell	Everett	Knipp	Reynolds	Traub
Brill	Fancher	Leggett	Roberts	Vacheron
Brooks	Fish	Lewis M E	Rodenbeck	Waite
Bryan	Fisher	Mains	Rogers	Walrath
Burnett	Fordyce	Mansfield	Ross	Weber
Cadin	Fowler	Marson	Ruehl	Weekes
Conger	Galbraith	McMillan	Salverds	Wilson H
Cook	Gardiner R	McQuade	Schneider	Speaker

Those who voted in the negative, were

Baum	Duross	Hawkins	Mathews	Richter
Bradley	Egan	Holsten	McInerney	Sanders
Bruckner	Fitzgerald	Honeck	McKeown	Scanlon
Burns	Fitzpatrick	Hyman	Meister	Smith J E
Daly	Frisbie	Juengst	O'Connell	Sullivan
Delaney	Geoghan	Kaiser	Poth	Ulmann
Dempsey	Halpin	Keenan	Prince	Van Name
Dickey	Harburger	Kelly	Reilley	Wilson W H
Dooling	Hasenflug	Lynn		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 512) entitled "An act giving authority to the commissioners of the Land Office to grant and convey to the United States of America certain lands under water in the harbor of New York at Governor's island, and to cede jurisdiction to the United States over said lands under water" (Int. No. 61), having been announced for a third reading,

On motion of Mr. H. Wilson, and by unanimous consent, said bill was ordered placed on the third reading calendar for to-morrow.

The bill (No. 484) entitled "An act to amend chapter five hundred and ninety-four of the laws of eighteen hundred and ninety-nine, making special provisions for the payment of the bonds issued by the boards of supervisors of Rensselaer and Albany

counties, on account of turnpikes, plank roads and bridges" (Int. No. 67), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McInerney	Ross
Adler	DeGraw	Hanford	McKeown	Ruehl
Ahern	Delaney	Harburger	McMillan	Salyerds
Allds	Dempsey	Harris	McQuade	Sanders
Allston	Dickey	Hasenflug	Meister	Scanlon
Apgar	Dickinson	Hatch	Morgan	Schneider
Axtell	Dooling	Hawkins	Nye	Seymour
Babcock	Doughty	Henry	O'Brien	Sherer
Baker	Duross	Hitchcock	O'Connell	Smith A R
Baum	Dusinbery	Holsten	O'Malley	Smith J E
Bedell	Egan	Honeck	Orr	Smith J L
Bell	Ellis	Hyman	Patton	Smith J T
Bennet	Everett	Irwin	Phillips	Smith S W
Blackwell	Fancher	Juengst	Phipps	Smith W H
Bradley	Fish	Kaiser	Plank	Stevens
Brill	Fisher	Keenan	Poth	Sullivan
Brooks	Fitzgerald	Kelly	Price	Swift
Bruckner	Fitzpatrick	Kelsey	Prince	Traub
Bryan	Fordyce	Knipp	Rainey	Treat
Burnett	Fowler	Landon	Reilly	Ulmann
Burns	Frisbie	Leggett	Remsen	Vacheron
Cadin	Galbraith	Lewis M E	Reynolds	Waite
Conger	Gardiner R	Lewis T D	Richter	Walrath
Cook	Gardner C J	Lynn	Rider	Weber
Cooley	Graeff	Mains	Rierdon	Weekes
Coons	Griffith	Mansfield	Roberts	Wilson H
Cotton	Hallock	Marson	Robinson	Wilson W H
Coughtry	Halpin	Mathews	Rogers	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 186) entitled "An act to amend chapter two hundred and twenty of the laws of eighteen hundred and ninety-five

entitled 'An act to enable veterans to participate in the exercises of Memorial day,' by providing for their leave of absence on such day, with pay' " (Int. No. 205), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Frisbie	Landon	Rider
Adler	Costello	Galbraith	Leggett	Roberts
Ahern	Cotton	Gardiner R	Lewis M E	Robinson
Allds	Coughtry	Gardner C J	Lewis T D	Rogers
Allston	Daly	Geoghan	Lynn	Ross
Apgar	Darrison	Graeff	Mains	Ruehl
Axtell	Davis	Griffith	Mansfield	Salyerds
Babcock	DeGraw	Hallock	Marson	Scanlon
Baker	Delaney	Halpin	McInerney	Schneider
Baum	Dempsey	Hammond	McKeown	Seymour
Bedell	Dickinson	Harburger	McMillan	Sherer
Bell	Dooling	Harris	Meister	Smith J E
Bennet	Doughty	Hasenflug	Morgan	Smith J L
Blackwell	Duross	Hatch	Nye	Smith J L
Bradley	Dusinbery	Hawkins	O'Connell	Smith S W
Brill	Egan	Henry	O'Malley	Swarts
Brooks	Ellis	Hitchcock	Patton	Thorn
Bruckner	Everett	Holsten	Phipps	Treat
Bryan	Fancher	Hyman	Plank	Ulmann
Burnett	Fish	Juengst	Platt	Van Name
Burns	Fisher	Kaiser	Price	Walrath
Cadin	Fitzgerald	Keenan	Prince	Weber
Conger	Fitzpatrick	Kelly	Rainey	Wilson H
Cook	Fordyce	Kelsey	Remsen	Wilson W H
Cooley	Frisbie	Knipp	Reynolds	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 482) entitled "An act creating the office of police justice in the village of Peekskill, in the county of Westchester"

(Int. No. 6), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Harris	McQuade	Schneider
Adler	Darrison	Hatch	Meister	Sherer
Ahern	DeGraw	Hawkins	Nye	Smith A R
Allds	Dempsey	Henry	O'Connell	Smith J E
Allston	Dickinson	Holsten	Orr	Smith J T
Apgar	Dooling	Honeck	Patton	Smith S W
Axtell	Doughty	Irwin	Phillips	Smith W H
Babcock	Dusinbery	Juengst	Phipps	Stevens
Baker	Egan	Keenan	Plank	Sullivan
Bedell	Ellis	Kelly	Platt	Swarts
Bennet	Fancher	Kelsey	Price	Thorn
Blackwell	Fish	Knipp	Prince	Traub
Bradley	Fitzgerald	Landon	Reilley	Treat
Brooks	Fitzpatrick	Leggett	Reynolds	Ulmann
Bryan	Fowler	Lewis M E	Richter	Vacheron
Burnett	Frisbie	Lynn	Rider	Van Name
Cadin	Galbraith	Mains	Roberts	Walrath
Conger	Graeff	Mansfield	Robinson	Weber
Cook	Griffith	Marson	Rogers	Weekes
Coons	Halpin	Mathews	Ruehl	Wilson H
Costello	Hanford	McInerney	Salyerds	Wilson W H
Cotton	Harburger	McKeown	Scanlon	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 483) entitled "An act to amend the village law, in relation to the establishment of dumping grounds" (Int. No. 53), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to the final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 122 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	McKeown	Scanlon
Adler	Coughtry	Hanford	McMillan	Schneider
Ahern	Daly	Harris	Meister	Seymour
Allds	Darrison	Hasenflug	Morgan	Sherer
Allston	Davis	Hatch	O'Brien	Smith A R
Apgar	DeGraw	Henry	O'Connell	Smith J E
Axtell	Dempsey	Hitchcock	Orr	Smith J L
Babcock	Dempsey	Holsten	Phillips	Smith J T
Baker	Dickinson	Hyman	Phipps	Smith S W
Baum	Dooling	Irwin	Plank	Smith W H
Bedell	Doughty	Juengst	Platt	Snyder
Bennet	Duross	Kaiser	Poth	Stevens
Blackwell	Dusinbery	Keenan	Price	Swarts
Bradley	Ellis	Kelly	Prince	Swift
Brill	Everett	Knipp	Prince	Traub
Brooks	Fish	Landon	Remsen	Treat
Bruckner	Fisher	Leggett	Reynolds	Ulmann
Bryan	Fitzpatrick	Lewis M E	Richter	Vacheron
Burnett	Fordyce	Lewis T D	Rider	Van Name
Burns	Frisbie	Lynn	Robinson	Waite
Cadin	Galbraith	Mains	Rogers	Walrath
Conger	Gardiner R	Marson	Ross	Weekes
Cooley	Gardner C J	Mathews	Ruehl	Wilson H
Cook	Graeff	McInerney	Sanders	Wilson W H
Costello	Hallock			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 510) entitled "An act to amend chapter five hundred and ninety-six of the laws of eighteen hundred and ninety-eight, relative to the salaries of the police force of the city of Yonkers" (Int. No. 122), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Harburger	Mathews	Sanders
Adler	Coughtry	Hasenflug	McQuade	Scanlon
Ahern	Daly	Hawkins	Meister	Schneider
Allds	Davis	Henry	Nye	Smith A R
Allston	Delaney	Hitchcock	O'Connell	Smith J E
Axtell	Dickey	Honeck	Orr	Smith J L
Babcock	Dickinson	Hyman	Phillips	Smith J T
Baker	Doughty	Irwin	Plank	Smith S W
Baum	Duross	Juengst	Platt	Smith W H
Bedell	Egan	Kaiser	Poth	Snyder
Bell	Ellis	Keenan	Price	Stevens
Bennet	Everett	Kelly	Rainey	Swarts
Bradley	Fish	Kelsey	Reilley	Swift
Brill	Fisher	Landon	Remsen	Traub
Brooks	Fitzpatrick	Leggett	Reynolds	Treat
Bruckner	Fowler	Lewis M E	Rider	Vacheron
Bryan	Frisbie	Lewis T D	Roberts	Van Name
Burnett	Gardiner R	Lynn	Roberts	Walrath
Burns	Geoghan	Mains	Rodenbeck	Weber
Conger	Graeff	Marson	Rogers	Weekes
Cook	Hallock	Mathews	Ross	Wilson H
Cooley	Halpin	McInerney	Ruehl	Wilson W H
Coons	Hanford			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 546) entitled "An act to confer jurisdiction upon the court of claims to hear, audit and determine the claim of William Dinehart against the state of New York for injuries alleged to have been sustained on the towing path of the Erie canal near the village of Canstota, New York, in the month of November, one thousand, eight hundred and ninety-seven and to render judgment therefor" (Int. No. 318), was read the second time.

On motion of Mr. Fish said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 545) entitled "Concurrent resolution proposing amendment to article eight, section ten, of the constitution, relating to counties, cities and towns not to give or loan money or credit, limitation of indebtedness" was read the second time.

On motion of Mr. Morgan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 548) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego lake" (Int. No. 391), was read the second time.

On motion of Mr. A. R. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 599) entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 129), having been announced for a second reading,

On motion of Mr. Weber, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 547) entitled "An act to amend chapter 143 of the laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' and the acts amendatory thereof and supplemental thereto, by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, and otherwise" (Int. No. 390), was read the second time.

On motion of Mr. Leggett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 594) entitled "An act to provide for the repairing and the extension and enlargement of a sea wall heretofore built by the State and to prevent inundation and overflowing of the uplands between the villages of East Marion and Orient in the town of Southhold, Suffolk county, from encroachments by the sea and making an appropriation therefor" (Int. No. 220), was read the second time.

On motion of Mr. Hallock, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 596) entitled "An act to reappropriate money for repairing armory at Oswego, as provided by chapter 569 of the Laws of 1899" (Int. No. 33), was read the second time.

On motion of Mr. T. D. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 597) entitled "An act to reappropriate money for the erection of a state armory in the village of Medina, Orleans county, as provided by chapter 503 of the Laws of 1899" (Int. No. 369), was read the second time.

On motion of Mr. Phipps, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 161) entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the state having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties'" (Int. No. 161), having been announced for a second reading.

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 49) entitled "An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine into the facts concerning the services claimed to have been rendered by Charles J. Weiss, William A. Sheldon, Joseph Quinn, Patrick J. McEvily and Stephen J. Hanley, in the department of taxes and assessments in the city of New York, in the year 1899" (Int. No. 49), was read the second time.

On motion of Mr. Egan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 223) entitled "An act to amend chapter 378 of the laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the municipal court" (Int. No. 223), was read the second time.

On motion of Mr. Sanders, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 5) entitled "An act to amend section 472 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the

various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relative to water supply" (Int. No. 5), having been announced for a second reading.

On motion of Mr. Morgan, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 106) entitled "An act to permit the payment of certain assessments for street improvements in the city of Schenectady upon certain terms and directing the repayment of certain moneys paid for assessments" (Int. No. 106), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 101) entitled "An act to authorize the city of Schenectady to borrow money and issue the bonds of said city, therefor, for the purpose of paying certain indebtedness of said city" (Int. No. 101), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 102) entitled "An act to authorize the city of Schenectady to borrow money and to issue bonds of said city therefor, for the purpose of paying the indebtedness of the fire department of said city" (Int. No. 102), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 488) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Ilion, in the county of Herkimer, in the amount of \$30,000 issued for the purpose of constructing an electric lighting plant in and for said village; and to legalize the special election held on March 6th, A. D., 1900 and all proceedings connected therewith, under which said bonds are issued" (Int. No. 455), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 230) entitled "An act to repeal chapter 750 of the

Laws of 1900, entitled 'An act in relation to the licensing, the peddling or selling merchandise in the villages of Cold Spring and Nelsonville' " (Int. No. 230), was the second time.

On motion of Mr. Everett said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Fordyce offered for the consideration of the House a resolution in the words following:

Resolved, That there be printed one thousand extra copies of the annual report of the Superintendent of Public Buildings, submitted to the Legislature on the tenth day of January, nineteen hundred and one, bound in the following manner: Five hundred of such copies in paper, four hundred of such copies in cloth, and one hundred of such copies in leather on forty-four pound calendar paper for distribution to superintendents of public buildings throughout the United States, to public libraries, etc., all for the use of the said Superintendent of Public Buildings.

Said resolution was referred to the committee on public printing.

Mr. Fordyce offered for the consideration of the House a resolution in the words following:

Resolved, That there be printed three hundred additional copies of all general assembly bills as authorized by section seventy-four of the legislative law, such bills to be designated by the Clerk of the Assembly.

Said resolution was referred to the committee on public printing.

On motion of Mr. Allds the House adjourned.

WEDNESDAY, FEBRUARY 6, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edwin Forrest Hallenbeck.

On motion of Mr. Allds the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Adams introduced a bill entitled "An act to reinstate Walter J. Moore to the police force of the city of New York"

(Int. No. 647), which was read the first time and referred to the committee on affairs of cities.

Mr. Adler introduced a bill entitled "An act to amend the Greater New York Charter, in relation to the street cleaning department" (Int. No. 648), which was read the first time and referred to the committee on affairs of cities.

Mr. Adler introduced a bill entitled "An act to enable the board of police commissioners of the city of New York, to rehear and determine the charges against William Strauss, formerly a captain of the police department of said city, and to reinstate him in said department" (Int. No. 649), which was read the first time and referred to the committee on affairs of cities.

Mr. Brooks introduced a bill entitled "An act to release the interest of the people of the State of New York in the lands of which Jacob Froelich died seized to William Eigenbrod, subsequent grantee of Elizabeth Froelich widow of said Jacob Froelich" (Int. No. 650), which was read the first time and referred to the committee on ways and means.

Mr. Darrison introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the prosecution of an undertaking given by an Indian" (Int. No. 651), which was read the first time and referred to the committee on codes.

Mr. Fish introduced a bill entitled "An act to amend article 1 of title 3 of chapter 3 of the Code of Civil Procedure in relation to jurisdiction of the Court of Claims by adding thereto an additional section" (Int. No. 562), which was read the first time and referred to the committee on codes.

Mr. Fowler introduced a bill entitled "An act in relation to the admission of citizens of this State to the examinations of the State Board of Law Examiners" (Int. No. 653), which was read the first time and referred to the committee on the judiciary.

Mr. Fisher introduced a bill entitled "An act to amend the Tax Law relative to exemption of savings bank deposits" (Int. No. 654), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Fordyce introduced a bill entitled "An act to repeal chapter 869 of the Laws of 1895, entitled 'An act to protect a crossing between Cayuga and Seneca counties on Cayuga lake at

Cayuga' " (Int. No. 655), which was read the first time and referred to the committee on commerce and navigation.

Mr. Hitchcock introduced a bill entitled "An act providing for the construction of a new steel bridge across Glens Falls feeder in the town of Queensbury, Warren county, and for the repair of the existing abutments and the approaches thereto, and making an appropriation therefor" (Int. No. 656), which was read the first time and referred to the committee on ways and means.

Mr. Irwin introduced a bill entitled "An act to amend the Town Law, relative to the compensation of town officers" (Int. No. 657), which was read the first time and referred to the committee on internal affairs.

Mr. Mathews introduced a bill entitled "An act to permit the reinstatement of certain firemen in the fire department in the city of New York" (Int. No. 658), which was read the first time and referred to the committee on affairs of cities.

Mr. Meister introduced a bill entitled "An act to regulate the loaning of money, by any individual or corporation, when the security for the payment of the same is a salary or regularly received remuneration" (Int. No. 659), which was read the first time and referred to the committee on general laws.

Mr. McQuade introduced a bill entitled "An act to enlarge the powers of the board of supervisors in the county of Oneida" (Int. No. 660), which was read the first time and referred to the committee on internal affairs.

Mr. McQuade introduced a bill entitled "An act to provide for the compensation of members of the board of supervisors of the county of Oneida and repealing chapter 250 of the Laws of 1876 and the acts amendatory thereof relating to such compensation" (Int. No. 661) which was read the first time and referred to the committee on internal affairs.

Mr. McQuade introduced a bill entitled "An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county, in relation to the title to the channel of said river'" (Int. No. 662), which was read the first time and referred to the committee on commerce and navigation.

Mr. McQuade introduced a bill entitled "An act to amend chapter 180 of the Laws of 1900, entitled 'An act to authorize the city of Utica to borrow money for bridges and their approaches and to issue bonds therefor,' in relation to bridges over new channel of Mohawk river, etc. (Int. No. 663), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to furnishing free text books to the pupils of the common schools of the city of Utica, at the expense of said city" (Int. No. 664), which was read the first time and referred to the committee on public education.

Mr. Schneider introduced a bill entitled "An act to amend section 38 of chapter 338 of the Laws of 1894, entitled 'An act relating to canals, constituting chapter 13 of the general laws'" (Int. No. 665), which was read the first time and referred to the committee on canals.

Mr. Sherer introduced a bill entitled "An act to amend sections 1416 and 1417 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 678 of the Laws of 1896 and chapter 307 of the Laws of 1887, in reference to fees in municipal courts" (Int. No. 666), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 127 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof relative to veterans'" (Int. No. 667), which was read the first time and referred to the committee on affairs of cities.

Mr. Waite introduced a bill entitled "An act to amend chapter 532 of the Laws of 1885, entitled 'An act to amend an act entitled An act to authorize the Kaaterskill Railroad Company to charge and collect rates of fare for passengers upon its road passed February 27, 1883, and known as chapter 66, by extending the provisions thereof so as to apply to the Catskill Mountains Railroad Company and the Stony Clove and Catskill Mountain Railroad

Company,' in relation to rates of fare " (Int. No. 668), which was read the first time and referred to the committee on railroads.

Mr. Hatch introduced a bill entitled "An act to amend chapter 451 of the Laws of 1900, relating to the establishment of water districts in towns " (Int. No. 669), which was read the first time and referred to the committee on internal affairs.

Mr. Waite introduced a bill entitled "An act to enable the commissioners or commissioner of the police department of the city of New York, to rehear and determine the charges against George T. Kratz, a former policeman of the city of Brooklyn " (Int. No. 670), which was read the first time and referred to the committee on affairs of cities.

Mr. Traub introduced a bill entitled "An act relative to the system of taxation for working and repairing highways in certain towns in the State " (Int. No. 671), which was read the first time and referred to the committee on internal affairs.

Mr. Fowler introduced a bill entitled "An act to amend chapter 466 of the Laws of 1899, entitled 'An act to amend the election laws in relation to the use of voting machines" (Int. No. 672), which was read the first time and referred to the committee on the judiciary.

Mr. Bell introduced a bill entitled "An act relative to the examination of George R. Simpson for admission to practice as an attorney and counsellor at law" (Int. No. 673) which was read the first time and referred to the committee on the judiciary.

Mr. Bradley introduced a bill entitled "An act to exempt from taxation certain property of the city of Buffalo situated in the town of West Seneca, Erie county, New York" (Int. No. 674), which was read the first time and referred to the committee on taxation.

Mr. Duross introduced a bill entitled "An act to amend section 522 of the Code of Civil Procedure relative to denial of allegations of copartnership " (Int. No. 675), which was read the first time and referred to the committee on codes.

Mr. J. T. Smith introduced a bill entitled "An act to amend the railroad law, in relation to street surface railroad corporations acquiring real estate" (Int. No. 676), which was read the first time and referred to the committee on railroads.

Mr. H. Wilson introduced a bill entitled "An act devolving all the duties and conferring all the powers of the commissioner of jurors of Kings county, and of the special commissioner of jurors for said county and to consolidate the said offices under such commissioner" (Int. No. 677), which was read the first time and referred to the committee on affairs of cities.

Mr. Remsen introduced a bill entitled "An act to amend the Banking Law, relative to private bankers and unauthorized banking" (Int. No. 678), which was read the first time and referred to the committee on banks.

Mr. Vacheron introduced a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled "An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof," relating to newspapers to be designated in which corporate notices are to be advertised" (Int. No. 679), which was read the first time and referred to the committee on affairs of cities.

Mr. J. L. Smith introduced a bill entitled "Concurrent resolution proposing an amendment to article seven, section seven of the Constitution, relating to the forest preserve" (Int. No. 680), which was read the first time and referred to the committee on public lands and forestry.

Also, a bill entitled "An act to amend the Tax Law, in relation to expense incurred by county treasurers in publishing notice to redeem land sold for taxes" (Int. No. 681), which was read the first time and referred to the committee on taxation.

Mr. Hatch introduced a bill entitled "An act to repeal section two of chapter six hundred thirty-three entitled 'An act to regulate and determine the procedure in actions and proceedings relating to the title to or possession of goods, wares and merchandise on storage in warehouses,' in relation to storage warehouses" (Int. No. 682), which was read the first time and referred to the committee on general laws.

The Senate sent for concurrence the following entitled bills:

"An act to repeal chapter 234 of the Laws of 1876, entitled 'An

act in relation to the collection of taxes in the towns of North Hempstead and Oyster Bay in the county of Queens ' and the various acts amendatory thereof or supplemental thereto " (No. 126, Rec. No. 19), which was read the first time and referred to the committee on internal affairs.

" An act to amend section 2643 of the Code of Civil Procedure, relative to issuance of letters of administration with will annexed " (No. 294, Rec. No. 20), which was read the first time and referred to the committee on codes.

" An act for the relief of the Association for the Improved Instruction of Deaf-Mutes in the City of New York, and to authorize the change of a certain lease made by the mayor, aldermen, and commonalty of the city of New York to the Association for the Improved Instruction of Deaf-Mutes to a grant to said association, and to authorize the sale, letting, or mortgaging of the property covered thereby, by the said association " (No. 260, Rec. No. 21), which was read the first time and referred to the committee on affairs of cities.

" An act authorizing the Comptroller of the city of New York to cancel certain taxes levied upon property used by the Peabody Home for Aged and Indigent Women, in the city of New York " (No. 108, Rec. No. 22), which was read the first time and referred to the committee on affairs of cities.

" An act to amend chapter 583 of the Laws of 1888, entitled ' An act to revise and combine in a single law all existing and special laws affecting public interests in the city of Brooklyn, ' as amended by chapter 702 of the Laws of 1897, as amended by chapter 583 of the Laws of 1900, relating to the department of parks " (No. 275, Rec. No. 23), which was read the first time and referred to the committee on affairs of cities.

" An act to amend chapter 689 of the Laws of 1892, entitled ' An act in relation to banking corporations ' " (No. 176, Rec. No. 24), which was read the first time and referred to the committee on banks.

Mr. Speaker presented the third annual report of the State Superintendent of Elections for the Metropolitan District for 1900; which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the trustees of the Episcopal Fund of the Diocese of Long Island; which was laid upon the table and ordered printed.

(See Document.)

The privileges of the floor were granted to the Hon. Robert Mazet, a former member of the Assembly.

Mr. Fish, from the committee on the judiciary, to which was recommitted the bill introduced by Mr. O'Connell, Int. No. 182, entitled "An act to amend section 32 of chapter 909 of the Laws of 1896 entitled 'An act in relation to the elections,' constituting chapter 6 of the general laws" (No. 543), reported the same, with the following amendments, and request that said bill be recommitted to said committee:

Page 3, line 2, after the word "citizen" strike out the semicolon, and insert a period; also after the word "citizen" strike out small "i" in the word "in" and insert capital "I"; also after the word "fact" insert a comma.

Same page, line 3, after the word "country" strike out the comma; also after the word "nativity" underscore rest of line, also line 4, and a portion of line five to and including the word "allegiance."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Patton, Int. No. 255, entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit'" (No. 255), reported in favor of the passage of the same, with the following amendments:

Page 8, line 12, after the word "shall" strike out the words "do business," and insert the words "make any loan."

Page 7, line 1, after the word "exceeding" invert the bracket.

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Armstrong, Rec. No. 3, entitled "An act to amend the Primary Election Law, relative to filling vacancies in nominations" (No. 3), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Knipp, Int. No. 383, entitled "An act to provide for the serial publication without expense to the State of the Statutes of the State, and of the decisions of certain courts as soon as handed down, and repealing chapter 387 of the Laws of 1894" (No. 398), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Bennet, Int. No. 316, entitled "An act to amend section 7 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws' in relation to advance payments" (No. 316), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Apgar, Int. No. 116, entitled "An act to amend chapter 337 of the Laws of 1893, relative to the appointment of trust companies as guardian, trustee or administrator" (No. 116), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was recommitted the bill introduced by Mr. Cooley, Int. No. 178, entitled "An act to amend chapter 3 of the general laws, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof, constituting chapter 3 of the general laws'" (No. 598), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 1, after the word "employment" strike out the words "whether superior or subordinate."

Same page, line 7, after the word "the" strike out the word "true."

Same page, underscore lines 17, 18, 19, 20 and 21.

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 442, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single law all existing and special laws affecting public interests in the city of Brooklyn,' as amended by chapter 702 of the Laws of 1897, as amended by chapter 583 of the Laws of 1900, relating to the department of parks" (No. 469), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McKeown, Int. No. 491, entitled "An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians" (No. 527), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Cotton, Int. No. 508, entitled "An act to authorize the city of New York to exchange a block of land owned by it in the eighth ward of the borough of Brooklyn for another block of land in the said ward" (No. 555), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Kelsey, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Schneider, Int. No. 54, entitled "An act to terminate the terms of office of the police commissioners of the city of Buffalo; to abolish the offices of

superintendent of police and assistant superintendent of police in said city; to concentrate the functions heretofore exercised by such commissioners and by the police board and by the superintendent of police and assistant superintendent of police in a single commissioner; to provide for the appointment and removal of such commissioner and his deputy; and to enlarge the powers heretofore exercised by said commissioners and said board of police, and to confer such enlarged powers upon such single commissioner and his deputy" (No. 541), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Blackwell, Int. No. 111, entitled "An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York" (No. 111), retaining its place on the order of second reading, reported in favor of the passage of the same, with the following amendments:

Page 2, line 4, strike out all of line 4 and insert in place thereof the following:

"§ 2. Nothing in this act shall affect that portion of Carlton avenue lying between Pacific street and Atlantic avenue.

"§ 3. This act shall take effect immediately."

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 196, entitled "An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York'" (No. 196), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Rodenbeck, Int. No. 482, entitled "An act for the relief of Jacob Markey and to ratify and confirm his appointment as a member of the police force of the

city of Rochester" (No. 518), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Waite, Int. No. 128, entitled "An act to legalize and confirm certain appointments as firemen, and to make such appointees members of the fire department of the city of New York" (No. 128), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Feeter, Rec. No. 15, entitled "An act to confirm, ratify and legalize certain assessments for local improvement in the city of Little Falls, known as grading of Whited street in said city" (No. 281), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Fordyce, Int. No. 510, entitled "An act to amend section 86 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn' and the several acts amendatory thereof" (No. 557), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Fish, Int. No. 174, entitled "An act to incorporate the city of Oneida" (No. 205), retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendments:

Page 3, line 20, after the word "nature" strike out semicolon and insert comma, and also insert "accept as herein otherwise specially provided;"

Page 6, line 5, strike out the words "west bank" and insert the word "center."

Same page, line 8, strike out the word "the" and insert the words "the center of said."

Same page, line 9, after the word "to" insert the words "the point opposite."

Same page, same line, after the word "number" strike out the remainder of the line and the remainder of the page down to and including the word "number" in line 27.

Page 7, line 16, after the word "being" insert the word "approximately."

Page 11, line 7, after the word "education" insert the words "three assessors."

Same page, line 10, after the word "policemen" insert the words "one chief of the fire department."

Same page, line 12, strike out the word "the" at end of line and insert the words "there shall be one alderman from each ward. There shall be four supervisors elected as in this act provided."

Same page, strike out lines 13 and 14.

Same page, line 16, strike out the words "superintendent of public" and the words "works or" at the beginning of line 17.

Same page, line 17, after the word "schools" insert the words "chief of police, patrolmen, special policemen, members of the board of health, commissioners of deeds, chief of fire department and city attorney."

Same page, line 18, after the word "elector" insert the words "and tax payer."

Same page, line 19, after the word "elector" insert the words "and tax payer."

Same page, line 20, after the word "appointed" strike out period, insert comma and the words "nor to the office of supervisor, unless he shall be at the time a resident, elector and tax payer of the ward or one of the wards from which he is elected or appointed."

Page 12, line 8, after the word "alderman" insert a period.

Same page, same line, strike out the words "and one supervisor" at end of line and insert "the electors of the first ward shall elect one supervisor. The electors of the second, third and fourth wards shall together elect two supervisors, and the electors of the fifth and sixth wards shall together elect one supervisor."

Page 14, line 9, after the word "salary" insert the words "of not to exceed."

Page 17, line 16, after the word "wards" insert "or by wards voting for a supervisor, or supervisors, as herein provided."

Page 19, line 20, strike out the word "contingent" and insert the words "the general."

Page 28, line 16, after the words "works, of the" strike out the words "board of" and insert the words "police and" and strike off "s" at end of line.

Page 33, line 15, after the word "office" strike out the rest of the line, all of line 16 and the word "county" at the beginning of line 17.

Same page, line 24, after the word "jurors" strike out the words "The supervisors of each ward respectively" and insert "The supervisor of ward number one, the two supervisors of wards number two, three and four, and the supervisor of wards number five and six, the supervisor, or supervisors, acting only for the ward or wards, in which he or they were elected."

Same page, line 25, make the word "assessor" read "assessors."

Same page, same line, after the word "ward" insert "or wards respectively."

Page 34, line 8, after the word "them" strike out the rest of line.

Same page, line 9, strike out the words "in which he was elected" at beginning of line.

Page 38, line 5, after the word "resolution" strike out the word "contained" and insert the word "contains."

Page 41, line 21, strike out the letter "s" from the word "commissioners."

Page 42, line 10, strike out the word "it" and insert the words "the several boards and officers."

Same page, line 21, after the word "probably" insert the word "be."

Same page, line 24, after the word "probably" insert the word "be."

Same page, line 25, add the letter "d" to the word "receive."

Page 45, line 2, after the word "entertainments" strike out the word "or other."

Same page, line 2, after the word "purposes" insert the words "or wholly or in part for tenement purposes, or office or business places."

Same page, line 21, after the word "education" insert a comma.

Same page, line 31, after the word "against" insert the words "the city."

Same page, same line, after the word "and" insert the words "the common council."

Page 46, line 15, after the word "restrain" insert the word "minors."

Page 47, line 16, after the word "To" strike out the words "prevent or."

Page 48, line 19, after the word "chased" strike out the word "within" and insert the word "with."

Page 50, line 3, after the word "said" strike out the word "city" and insert "corporation tax district."

Same page, line 6, add the letter "s" to the word "officer."

Page 51, line 25, after the words "that you" insert the words "are."

Page 55, line 5, after the word "city" insert the words "one of which said newspapers shall represent the political party polling the largest number of votes at the last preceding general election, and the other official newspaper so designated shall represent the political party polling the next largest number of votes at the last preceding general election, and such designation of each of such official newspapers shall be made by the members of the common council representing each of such political parties respectively."

Page 60, line 1, strike out the letter "e" from the word "employe."

Page 65, line 14, after the word "city" insert the words "except the canal feeder."

Page 72, line 10, after the word "Any" insert the word "existing."

Same page, line 12, after the words "improve and" strike out the words "have" and insert "repave."

Same page, line 21, after the words "expiration of" insert the words "Thirty days."

Page 73, line 9, after the word "benefited" insert the word "by."

Page 76, line 5, after the words "joining the" insert the word "same."

Same page, same line, after the word "obstruction" strike out the word "of" and insert the word "or."

Page 86, line 26, after the word "with" make the word "and" instead of "an."

Page 87, line 25, after the word "commissioner" strike out the period and insert a comma, and insert after the comma the words "who shall establish and adjust all salaries or fees of the fire department officers and men, subject to the approval of the common council."

Page 92, line 23, after the word "in" strike out the word "it" and insert the word "him."

Page 93, line 8, after the word "said" strike out the word "board" and insert the word "commissioner."

Page 95, line 8, after the word "or" strike out the word "imposed" and insert the word "impose."

Same page, line 18, after the word "duty" make the word "or" rear "nor."

Same page, line 23, after the word "officer" insert a comma, and after the comma strike out the words "or members."

Page 97, line 13, after the words "criminal process" make the word "or" read "for."

Page 98, line 1, after the word "act" strike out the word "not" and insert the word "nor."

Same page, line 7, after the words "present or" strike out the word "award" and insert the word "reward."

Same page, same line, after the word "reward" insert the words "for any service rendered."

Same page, line 10, after the words "fee or" strike out the word "award" and insert the word "reward."

Page 99, line 16, after the word "by" strike out the word "them" and insert the word "him."

Page 103, line 3, after the word "the" strike out the word "proceeding" and insert the word "preceding."

Page 105, line 21, after the word "act" insert a comma, and do not make a paragraph there.

Page 110, line 7, after the word "allow" strike out the word "the."

Same page, same line, after the word "persons" strike out the word "of" and the letter "s" from the word "residents."

Same page, strike out lines 25 and 26.

Page 111, strike out lines 1, 2, 3 and 4.

Page 112, line 20, add the letter "s" to the word "hour."

Page 119, line 18, after the word "city" insert the words "also a competent person who shall serve as food and drug inspector."

Same page, same line, add the letter "s" to the word "officer."

Page 127, line 26, after the word "claim" strike out the word "or" and insert the word "of."

Page 129, line 20, after the word "any" strike out the word "an" and insert the word "and."

Page 131, line 17, strike out the word "quality" and insert the word "Quantity."

Page 135, line 7, after the word "executing" strike out the word "such."

Page 136, line 9, after the word "clerk" strike out rest of line, also line 10 and line 11, including the word "council."

Page 140, line 8, after the word "city" strike out the word "the" and insert the words "once in each week for the two."

Same page, same line, before the word "next" add the letter "s" to the word "week."

Page 155, between lines 21 and 22, insert the following: "§ 237. The payment for any and all liability whether by reason of the acts of said city or any of its officers, agents and employes, or whether such liability arises by reason of any contract or agreement, suits at law, actions or proceedings of any name or nature whatsoever, shall be borne by said city, where the benefit derived, or liability incurred was for and on account of said city or where the same was incurred as the result of the act or omission of the city to perform; but where such liability incurred or benefit derived arose by reason of any act or omission which was incum-

bent upon said corporation tax district to do or perform, such expense shall be borne by said corporation tax district."

Page 168, between lines 13 and 14, insert the following: "pledging the faith and credit of the said city for the payment thereof."

Same page, line 18, after the words "New York" insert the words "provided however that any and all bonds hereafter issued by said city for any and all purposes whatsoever shall be and become a lien upon the city, but any and all moneys raised by taxation, as herein provided, for payment of any and all expenses of every name and nature thereby incurred, whether for the expense of issuing the same or the payment and liquidation of such bonded indebtedness, any and all interest thereon or any portion thereof whether of principal or interest shall be borne by such corporation tax district, except as herein otherwise provided."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading,

Mr. Doughty, from the committee on internal affairs, to which was recommitted the bill introduced by Mr. Doughty, Int. No. 379, entitled "An act to amend the Highway Law, in relation to county roads in counties adjoining a city of the first class" (No. 595), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Cook, Int. No. 535, entitled "An act to amend chapter 135 of the Laws of 1884, relative to the publication of notices of tax sales in the county of Erie" (No. 582), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Apgar, Int. No. 499, entitled "An act to amend chapter 357 of the Laws of 1887, in relation to the receiver of taxes and assessments in the town of Cortlandt and village of Peekskill" (No. 535), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was recommitted the bill introduced by Mr. Marson, Int. No. 226, entitled "An act to provide for the holding of town meetings and elections in counties of the State, having a certain population, and to fix the salaries of supervisors in any such county, and to regulate the powers of such board, and to repeal certain acts and parts of acts" (No. 513), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Costello, from the committee on labor and industry, to which was referred the bill introduced by Mr. Costello, Int. No. 543, entitled "An act to amend the Labor Law, relating to tenement made articles" (No. 590), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Hatch, Int. No. 319, entitled "An act to change the name of the 'The Hartshorn Presbyterian Church,' in Hornellsville, New York, to the 'Westminster Presbyterian Church of Hornellsville, New York'" (No. 319), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Mains, Int. No. 121, entitled "An act for the relief of the First Universalist Society of Mount Vernon, New York, a religious corporation" (No. 121), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 644), entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (Int. No. 77), reported the same with the following recommendations:

Page 10, line 1, underscore the word "department" and insert the word "board" in brackets.

Same page, line 14, underscore the word "monthly."

Same page, line 13, strike out the word "ceritifed" and insert the word "certified."

Page 11, line 1, strike out the word "curibing" and insert the word "curbing."

Page 13, line 5, strike out the underscoring under the word "building."

Page 14, line 24, strike out the words "hispleasure" and insert the words "his pleasure."

Page 31, line 23, underscore the words "and the."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to permit the payment of certain assessments for street improvements in the city of Schenectady upon certain terms and directing the repayment of certain moneys paid for assessments." (No. 106, Int. No. 106.)

"An act to authorize the city of Schenectady to borrow money and issue the bonds of said city, therefor, for the purposes of paying certain indebtedness of said city." (No. 101, Int. No. 101.)

"An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine into the facts concerning the services claimed to have been rendered by Charles J. Weiss, William A. Sheldon, Joseph Quinn, Patrick J. McEvily and Stephen J. Hanley, in the department of taxes and assessments in the city of New York, in the year 1899." (No. 49, Int. No. 49.)

"An act to authorize the city of Schenectady to borrow money and to issue the bonds of said city, therefor, for the purpose of paying the indebtedness of the fire department of said city." (No. 102, Int. No. 102.)

"An act to reappropriate money for repairing armory at Oswego, as provided by chapter 569 of the Laws of 1899." (No. 596, Int. No. 331.)

"An act to reappropriate money for the erection of a State armory in the village of Medina, Orleans county, as provided by chapter 503 of the Laws of 1899." (No. 597, Int. No. 369.)

"An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego Lake." (No. 548, Int. No. 391.)

"An act to repeal chapter 750 of the Laws of 1900, entitled 'An act in relation to the licensing the peddling or selling merchandise in the village of Cold Spring and Nelsonville.'" (No. 230, Int. No. 230.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 488) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Ilion, in the county of Herkimer, in the amount of \$30,000 issued for the purpose of constructing an electric lighting plant in and for said village; and to legalize the special election held on March 6th, in the year of our Lord 1900 and all proceedings connected therewith, under which said bonds are issued" (Int. No. 455), reported the same with the following recommendations:

Page 2, line 8, strike out the words "of our Lord."

Amend title by striking out the words "of our Lord."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 546) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of William Dinehart against the State of New York, for injuries alleged to have been sustained on the towing path of the Erie canal near the village of Canastota, N. Y., in the month of November, 1897, and to render judgment therefor" (Int. No. 318), reported the same with the following recommendation:

Page 2, line 1, strike out the words "of our Lord."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 594) entitled "An act to provide for the repairing and the extension and enlargement of a sea wall heretofore built by the State and to prevent inundation and overflowing of the uplands between the villages of East Marion and Orient in the town of Southold, Suffolk county, from encroachment by the sea and making an appropriation thereof" (Int. No. 220), reported the same with the following recommendation:

Amend the title by striking out the word "thereof" and inserting the word "therefor."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 223) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the municipal court" (Int. No. 223), reported the same with the following recommendations:

Page 2, line 9, insert after the word "amendments" the word "adjournment" in brackets.

Same page, lines 9 and 10, underscore the word "adjournments."

Same page, line 14, underscore the word "the" appearing after the words "duties of."

Same page, line 18, insert after the words "same in" the word "the" in brackets.

Page 3, line 16, make the word "subdivision" plural.

Same page, line 18, strike out the word "demanded" and insert the word "demand" in place thereof.

Same page, line 19, insert the word "a" after the words "a trial by."

Amend the title so as to read, "An act to amend the Greater New York charter, relating to the municipal court."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 513) entitled "An act to provide for the holding of town meetings and elections in counties of the State, having a certain population, and to fix the salaries of supervisors in any such county, and to regulate the powers of such board, and to repeal certain acts and parts of acts" (Int. No. 226), reported the same without recommendation.

Ordered, That said bill be engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State." (No. 348, Int. No. 120.)

"An act providing for the paying of Bushwick avenue in the borough of Brooklyn, in the city of New York." (No. 263, Int. No. 227.)

"An act to change the corporate name of the Troy Young Men's Association to the Troy Public Library." (No. 334, Int. No. 304.)

"An act to authorize the town of Orange in the county of Schuyler to reimburse and pay Robert Bell for moneys loaned by him to said town to defray the poor expenses of said town." (No. 379, Int. No. 364.)

"An act in relation to land condemned for public improvements." (No. 190, Int. No. 190.)

"An act authorizing the railroad commissioner of the town of Mamakating, Sullivan county, New York, to issue bonds to retire outstanding bonds as they may become due." (No. 209, Int. No. 209.)

"An act to direct the board of estimate and apportionment of the city of New York to audit and allow the interest on assessments to the owners and persons interested on the land assessed by said city within the lines of the assessment for the paving and grading of Logan street, Berriman street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street, Market street, Belmont avenue, Miller avenue,

Essex street and Sutter avenue under chapter 310 of the Laws of 1892 all in the borough of Brooklyn, city of New York." (No. 65, Int. No. 65.)

"An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace of the notice of her intention to commence an action against the city of New York for damages for personal injuries and of the time and place at which the injuries were received." (No. 148, Int. No. 148.)

"An act fixing the expenses of trials or proceedings in the courts of the State for felonies and misdemeanors committed on Indian reservations." (No. 288, Int. No. 288.)

"An act to authorize the board of supervisors of the county of Schenectady to sell the county poorhouse farm and buildings, and the county fair and parade grounds, situate in the fifth ward of the city of Schenectady, and to apply the proceeds derived from such sales to the purchase of a new poorhouse site, and the erection of the necessary buildings thereon, or to the erection of new buildings upon part of the present site; also to repeal chapter 312 of the Laws of 1869, chapter 246 of the Laws of 1873 and chapter 79 of the Laws of 1892." (No. 252, Int. No. 252.)

"An act to amend the Highway Law, relative to reports of commissioners of highways." (No. 471, Int. No. 444.)

"An act to amend the Greater New York charter, in relation to the municipal court of the city of New York in the borough of Brooklyn." (No. 539, Int. No. 75.)

"An act to provide for the holding of town meetings and elections in counties of the State having a certain population, and to fix the salaries of supervisors in any such county, and to regulate the powers of such board, and to repeal certain acts and parts of acts." (No. 513, Int. No. 226.)

Mr. Speaker announced the special order being the resolution offered by Mr. Morgan on January 28, 1901, relative to Temple Farm.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Speaker announced the special order being the bill (No. 227) entitled "An act to amend the Domestic Relations Law in relation to marriages." (Int. No. 30.)

Said bill having been announced for a third reading,

Mr. Fish moved to recommit said bill to the committee on codes, with instructions to amend as follows, and report forthwith:

Page 2, line 19, at end of line insert the words "And at least two witnesses who shall subscribe the same."

Same page, line 20, after the word "parties" insert the words "and witnesses."

Same page, line 21, after the word "acknowledged" insert the words "by the parties and witnesses."

Same page, line 22, after the word "estate" strike out period and insert the words "to entitle the same to be recorded, and which contract shall be filed within six months after its execution in the office of the clerk of the town or city in which the marriage was so solemnized."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Fish, and it was determined in the affirmative.

Mr. Duross moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 4, line 17, strike out the word "and."

Same page, same line, insert after the word "three" the words "and four."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Duross, and it was determined in the affirmative.

Mr. Weekes, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 599) entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int No. 129), having been announced for a second reading,

On motion of Mr. Weber, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 161) entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of

such counties, and regulating and prescribing his duties.' ” (Int. No. 161), having been announced for a second reading,

On motion of Mr. Kelsey and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 5) entitled “An act to amend section 472 of chapter 378 of the Laws of 1897, entitled ‘An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,’ relative to water supply” (Int. No. 5), was read the second time.

On motion of Mr. Morgan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 512) entitled “An act giving authority to the commissioners of the land office to grant and convey to the United States of America certain lands under water in the harbor of New York at Governor’s Island, and to cede jurisdiction to the United States over said lands under water” (Int. No. 61), having been announced for a third reading,

On motion of Mr. H. Wilson, and by unanimous consent, said bill was made a special order on third reading for to-morrow immediately after the reading of the journal.

The bill (No. 262) entitled “An act to legalize the official acts of the assessors, board of trustees, and collector, of the village of Attica, in the county of Wyoming, in relation to taxes and local assessments during the years 1898, 1899, and 1900” (Int. No. 262), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dempsey	Hawkins	Nye	Seymour
Adler	Dickey	Hitchcock	O’Brien	Smith A R
Ahern	Dickinson	Holsten	O’Malley	Smith J E

Allds	Doughty	Honeck	Patton	Smith J L
Apgar	Duross	Hyman	Phillips	Smith J T
Babcock	Dusinbery	Irwin	Plank	Smith S W
Baum	Egan	Juengst	Poth	Snyder
Bell	Ellis	Kaiser	Price	Stevens
Bennet	Fancher	Keenan	Prince	Sullivan
Bradley	Fisher	Kelly	Reilley	Swift
Brooks	Fitzpatrick	Kelsey	Reynolds	Thorn
Bruckner	Fowler	Knipp	Richter	Traub
Burnett	Frisbie	Leggett	Rider	Treat
Cadin	Gardiner R	Lewis M E	Roberts	Ulmann
Cook	Geoghan	Lynn	Robinson	Van Name
Cooley	Griffith	Mains	Rodenbeck	Waite
Coons	Hallock	Mansfield	Rogers	Weber
Coughtry	Hammond	Mathews	Ruehl	Weekes
Darrison	Harburger	McInerney	Salyerds	Wilson H
Davis	Harris	McMillan	Scanlon	Wilson W H
Delaney	Hatch	McQuade	Schneider	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 285) entitled "An act to amend chapter 269 of the Laws of 1852, entitled 'An act to amend the charter of the Church Charity Foundation in the county of Kings,' as amended by chapter 428 of the Laws of 1868, entitled 'An act to amend the charter of the Church Charity Foundation of the county of Kings, and to extend to the territorial limits thereof,' relative to the number of managers, etc." (Int. No. 285), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dickey	Harris	Meister	Sanders
Adler	Dickinson	Hasenflug	Morgan	Scanlon
Allds	Doughty	Hatch	Nye	Schneider
Allston	Dusinbery	Hawkins	O'Connell	Sherer

Axtell	Egan	Henry	O'Malley	Smith J E
Baker	Ellis	Holsten	Orr	Smith J L
Bedell	Everett	Honeck	Phillips	Smith S W
Bennet	Fancher	Hyman	Phipps	Smith W H
Blackwell	Fish	Irwin	Plank	Snyder
Brill	Fitzgerald	Keenan	Platt	Stevens
Brooks	Fitzpatrick	Kelly	Price	Sullivan
Bruckner	Fordyce	Kelsey	Rainey	Swarts
Burnett	Fowler	Knipp	Remsen	Swift
Burns	Frisbie	Leggett	Richter	Thorn
Conger	Galbraith	Lewis M E	Rider	Traub
Cook	Gardiner R	Lynn	Roberts	Ulmann
Cooley	Gardner C J	Mains	Robinson	Van Name
Coons	Geoghan	Marson	Rodenbeck	Waite
Costello	Griffith	Mathews	Rogers	Weber
Coughtry	Hallock	McKeown	Ross	Weekes
Darrison	Halpin	McMillan	Ruehl	Wilson H
Delaney	Hanford	McQuade	Salyerds	Wilson W H
Dempsey	Harburger			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 538) entitled "An act for the relief of the Elliott and Hatch Book Typewriter Company, in payment for merchandise and supplies sold to the city of New York" (Int. No. 585), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Galbraith	Mains	Ross
Adler	Davis	Gardiner R	Marson	Salyerds
Ahern	DeGraw	Gardner C J	McInerney	Scanlon
Allston	Delaney	Graeff	McMillan	Seymour
Axtell	Dempsey	Hallock	Meister	Smith A R
Baker	Dickey	Hanford	Nye	Smith J L
Bedell	Dickinson	Harburger	O'Connell	Smith J T

Bell	Dooling	Harris	Orr	Smith W H
Blackwell	Doughty	Hatch	Patton	Snyder
Bradley	Duross	Hawkins	Phipps	Stevens
Brill	Dusinbery	Hitchcock	Platt	Sullivan
Brooks	Egan	Holsten	Poth	Swift
Bryan	Ellis	Hyman	Price	Traub
Burnett	Everett	Juengst	Nixon	Ulmann
Burns	Fancher	Kaiser	Reilley	Vacheron
Cadin	Fish	Keenan	Remsen	Van Name
Cook	Fisher	Kelly	Richter	Weber
Cooley	Fitzgerald	Knipp	Rider	Weekes
Coons	Fitzpatrick	Landon	Rierdon	Wilson H
Costello	Fowler	Lewis M E	Robinson	Speaker
Coughtry	Frisbie	Lewis T D	Rodenbeck	

Ordered. That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 166) entitled "An act to amend the Forest, Fish and Game Law, relative to fishing with nets in Lake Erie" (Int. No. 166), having been announced for a third reading,

On motion of Mr. Cook, said bill was laid aside, retaining its place on the order of third reading.

By unanimous consent,

Mr. Bedell called up the bill (No. 511) entitled "An act to amend chapter 535 of the Laws of 1888, entitled 'An act to incorporate the city of Middletown,' relating to the improvement of water works and issuing bonds therefor" (Int. No. 303), now on the order of third reading.

Said bill having been announced for a third reading,

Mr. Bedell moved that said bill be recommitted to the committee on affairs of cities, with instructions to substitute therefor the following bill:

AN ACT to legalize, ratify and confirm a special election or appropriation meeting, held in the city of Middletown on the third day of October, nineteen hundred, and providing for the issue of bonds in accordance therewith.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The special election or appropriation meeting held in the city of Middletown, on the third day of October, nineteen hundred, pursuant to section seventeen of title twelve of chap-

ter five hundred and thirty-five of the laws of eighteen hundred and eighty-eight, entitled "An act to incorporate the city of Middletown," as amended by chapter three hundred and fifteen of the laws of eighteen hundred and ninety-two, at which election the common council of such city was authorized to raise a sum not exceeding in the aggregate one hundred and ninety thousand dollars, for the purpose of enlarging, altering or improving the water works of such city, in accordance with a statement made and delivered to the common council of such city by the water commissioner thereof, is hereby legalized, ratified and confirmed, and shall be deemed to have conferred upon the common council of such city full and complete authority to raise such sum by assessment and taxation for such purposes.

§ 2. For the purpose of providing funds for such enlargement, alteration or improvement, it shall be lawful for the common council of the city of Middletown to sell from time to time at public or private sale at not less than par and accrued interest water bonds of said city to an amount not exceeding in the aggregate the sum of one hundred and ninety thousand dollars. Said bonds shall be either registered or coupon bonds; shall bear interest at the rate of three and one-half per centum per annum; shall be sealed with the seal of the city; shall be signed by the mayor, city clerk and president of the water board and the interest coupons shall bear a lithographed fac-simile of the signature of the treasurer; shall be payable in such amounts and at such times as the common council shall determine not exceeding thirty years from date; and shall be valid and binding upon said city. Said bonds shall contain a recital that they are issued pursuant to this section, which recital shall be conclusive evidence of their validity and the regularity of their issue. If at the time any of said bonds are issued, under the authority of this act, the indebtedness of said city including said bonds shall exceed ten per centum of the last assessed valuation of the real estate of said city for state or county taxes, the term of the bonds so issued shall not exceed twenty years, and prior to the issuance thereof a sinking fund shall be created for their redemption. It shall be the duty of the common council of said city to raise each year by taxation a sum, which together with all available money applicable to that purpose, shall be sufficient to pay the interest on all outstanding bonds issued under the authority of this section, and also the principal of any of such bonds falling due within such year.

§ 3. This act shall take effect immediately.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bedell, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same ordered reprinted and placed on the order of third reading.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 1026 of the Laws of 1895, entitled 'An act to provide for the appointment of a State commission of prisons, and defining its duties and powers,' relative to the membership of such commission." (No. 457, Int. No. 170.)

"An act to authorize the Regents to use a part of the State Library appropriation of 1900 for the services of binders and other persons employed in binding books for the State Library." (No. 10, Int. No. 10.)

"An act to authorize the purchase of a site for, and the erection thereon of, a town house in and for the town of Wheatfield in Niagara county, N. Y., with certain moneys belonging to said town." (No. 174, Int. No. 186.)

Ordered. That the Clerk deliver said bills to the Governor.

"An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police of the city of Elmira." (No. 423, Int. No. 185.)

Ordered. That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

"An act providing for the payment of county officers and employes of the county of Erie." (No. 4, Int. No. 4.)

Ordered. That the Clerk deliver said bill to the Governor.

By unanimous consent,

Mr. Landon introduced a bill entitled "An act to amend chapter 425 of the Laws of 1896, entitled 'An act to amend the charter of the city of Poughkeepsie'" (Int. No. 683), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Griffith introduced a bill entitled "An act to amend section 11 of chapter 388 of the Laws of 1854, entitled 'An act to incorporate the village of Lyons,' relative to the election of the police justice" (Int. No. 685), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Seymour introduced a bill entitled "An act regulating and legalizing the practice of osteopathy in the State of New York, and fixing penalties for the violation thereof" (Int. No. 684), which was read the first time and referred to the committee on public health.

On motion of Mr. Allds, the House adjourned.

THURSDAY, FEBRUARY 7, 1901.

The House met pursuant to adjournment.

Prayer by Rev. B. Pick.

On motion of Mr. Allds, "the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Babcock introduced a bill entitled "An act to amend section 3, chapter 933 of the Laws of 1896, in relation to the possession of bottles, butter boxes or butter tubs, siphons, tins, or kegs, without consent of the owners thereof" (Int. No. 686), which was read the first time and referred to the committee on general laws.

Mr. Cook introduced a bill entitled "An act to amend section 999 of the Code of Civil Procedure, relative to a motion for a new trial upon the judges' minutes and to the hearing of an appeal taken from the order entered thereon" (Int. No. 687), which was read the first time and referred to the committee on codes.

Mr. Cotton introduced a bill entitled "An act to amend section 862 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to rates for goods, etc." (Int. No. 688), which was read the first time and referred to the committee on affairs of cities.

Mr. DeGraw introduced a bill entitled "An act authorizing and directing the comptroller of the city of New York to pay the claims of the members of the old board of assessors of the former city of Brooklyn for services rendered to the city of New York since January 1, 1898, as assessors of taxes and assessments, until the appointment of their successors under and pursuant to the charter of the Greater New York" (Int. No. 689), which was read the first time and referred to the committee on affairs of cities.

Mr. Ellis introduced a bill entitled "An act to provide for deepening and straightening Oak Orchard creek, and making an appropriation therefor" (Int. No. 690), which was read the first time and referred to the committee on ways and means.

Mr. Galbraith introduced a bill entitled "An act to lay out, establish and regulate a public driveway in the city of Troy" (Int. No. 691), which was read the first time and referred to the committee on affairs of cities.

Mr. Halpin introduced a bill entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 692), which was read the first time and referred to the committee on affairs of cities.

Mr. Harris introduced a bill entitled "An act to provide for establishing the south boundary line of the county of St. Lawrence and of the county of Franklin, and making an appropriation therefor" (Int. No. 693), which was read the first time and referred to the committee on ways and means.

Mr. Hatch introduced a bill entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit,' in relation to filing bonds and reports" (Int. No. 694), which was read the first time and referred to the committee on the judiciary.

Mr. Hitchcock introduced a bill entitled "An act to amend the Navigation Law, relative to the floating of logs or rafts in Lake George" (Int. No. 695), which was read the first time and referred to the committee on commerce and navigation.

Mr. Keenan introduced a bill entitled "An act to regulate the price of illuminating gas in the borough of Queens in the city

of New York " (Int. No. 696), which was read the first time and referred to the committee on affairs of cities.

Mr. M. E. Lewis introduced a bill entitled "An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester by the acquisition by said city of real property and interests therein necessary for that purpose, and by the abatement and removal of sources of pollution'" (Int. No. 697), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing and improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Clinton avenue north (formerly called North Clinton street), in the city of Rochester, from Clifford street to Norton street, upon the property of the street railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 698), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Joseph avenue in the city of Rochester, from Clifford street to Avenue D, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads" (Int. No. 699), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing and improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Hudson avenue, from Clifford street to Norton street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface rail-

road or railroads" (Int. No. 700), which was read the first time and referred to the committee on railroads.

Mr. Mains introduced a bill entitled "An act to amend sections 812, 2600 and 2601 of the Code of Civil Procedure, relating to bonds and undertakings" (Int. No. 701), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act authorizing and empowering the board of education of the city of Mount Vernon to issue bonds for the enlargement, alteration and improvement of school houses in said city, and to purchase lands for play grounds and improve the same, and to enlarge school sites therein" (Int. No. 702), which was read the first time and referred to the committee on public education.

Also, a bill entitled "An act in relation to the widening and extension of the White Plains road in the city of Mt. Vernon" (Int. No. 703), which was read the first time and referred to the committee on affairs of cities.

Mr. Marson introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relating to definitions" (Int. No. 704), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Tax Law, in relation to the return by the collector of unpaid taxes" (Int. No. 705), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Matthews introduced a bill entitled "An act to provide for a safe repository for mechanics' tools" (Int. No. 706), which was read the first time and referred to the committee on labor and industries.

Mr. Phipps introduced a bill entitled "An act to amend section 829 of the Code of Civil Procedure, relating to the testimony of an interested party" (Int. No. 707), which was read the first time and referred to the committee on codes.

Mr. Ross introduced a bill entitled "An act to regulate the awarding of, and the assignment and subletting of contracts" (Int. No. 708), which was read the first time and referred to the committee on the judiciary.

Mr. Sanders introduced a bill entitled "An act to enable the police commissioners of the city of New York to rehear and de-

termine the charges against Richard Joseph Fitzgerald, a policeman of the fifth grade, for reinstatement, in said department " (Int. No. 709), which was read the first time and referred to the committee on affairs of cities.

Mr. Salyerds introduced a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Jay street from Child street to Ames street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads " (Int. No. 710), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Jefferson avenue, from Plymouth avenue to the north line of Cady street, in the city of Rochester, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads " (Int. No. 711), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to levy an assessment for the cost and expense of constructing an improvement and pavement between the tracks, the rails of the tracks and two feet in width outside of the tracks of the street surface railroad or railroads maintained, used and operated upon Ames street, in the city of Rochester, from Jay street to Maple street, upon the property of the street surface railroad corporation or corporations maintaining, using and operating said street surface railroad or railroads " (Int. No. 712), which was read the first time and referred to the committee on railroads.

Also, a bill entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than

300,000, as amended by chapter 565 of the Laws of 1890, by adding section 23 after section 22 of said act " (Int. No. 713), which was read the first time and referred to the committee on general laws.

Mr. Van Name introduced a bill entitled "An act to amend section 56 of the Code of Civil Procedure, relative to admission of attorneys" (Int. No. 714), which was read the first time and referred to the committee on codes.

Mr. H. Wilson introduced a bill entitled "An act to amend section 1127 of subdivision 4 of the Code of Criminal Procedure, relating to the exemption of trial jurors in the county of Kings" (Int. No. 715), which was read the first time and referred to the committee on codes.

Mr. Cadin introduced a bill entitled "An act to amend the Labor Law, relative to providing wash rooms and water closets in factories" (Int. No. 716), which was read the first time and referred to the committee on labor and industries.

Mr. Cooley introduced a bill entitled "An act to enable the Larchmont Horse Railway Company to discontinue the use of its tracks in a part of Larchmont avenue, formerly known as Collins avenue, and to remove the same" (Int. No. 717), which was read the first time and referred to the committee on railroads.

Mr. Morgan introduced a bill entitled "An act for the relief of the Brooklyn Library of the borough of Brooklyn, city of New York, relating to taxes upon its real estate" (Int. No. 718), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Phillips introduced a bill entitled "An act to amend the Town Law, relating to biennial town meetings held on the day of a general election and the terms of town officers" (Int. No. 719), which was read the first time and referred to the committee on internal affairs.

Mr. Phipps introduced a bill entitled "An act to amend the Agricultural Law, relative to the distribution of moneys to agricultural societies" (Int. No. 720), which was read the first time and referred to the committee on agriculture.

Mr. Doughty introduced a bill entitled "An act to lay out and establish a public park at Edgemere, in the borough of Queens, in the city of New York, and for the improvement

thereof" (Int. No. 721), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 790 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof'" (Int. No. 722), which was read the first time and referred to the committee on affairs of cities.

Mr. Kelsey introduced a bill entitled "An act to amend sections 41 and 54 of chapter 327 of the Laws of 1900, known and designated as 'the General City Law,' in relation to the terms of office and rooms for the examining boards of plumbers in cities, etc." (Int. No. 723), which was read the first time and referred to the committee on affairs of cities.

Mr. Babcock introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to close season and possession of deer" (Int. No. 724), which was read the first time and referred to the committee on fisheries and game.

Mr. Allds introduced a bill entitled "An act to amend the Legislative Law, in relation to the drafting of bills, and reappropriating a portion of an unexpended balance for such purpose" (Int. No. 725), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Swift introduced a bill entitled "An act to legalize the supplemental agreement between the Binghamton Railroad Company and the village of Lestershire" (Int. No. 726), which was read the first time.

On motion of Mr. Swift, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on railroads.

By unanimous consent,

Mr. Davis introduced a bill entitled "An act to permit library corporations in the city of New York to convey their property to the New York Public Library, Astor, Lenox and Tilden foundations" (Int. No. 727), which was read the first time and referred to the committee on public education.

Mr. Graeff introduced a bill entitled "An act making an appropriation for the construction of buildings for the New York State Hospital for the treatment of incipient pulmonary tuberculosis" (Int. No. 728), which was read the first time and referred to the committee on ways and means.

Mr. DeGraw introduced a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' in relation to retirement funds" (Int. No. 729), which was read the first time and referred to the committee on affairs of cities.

The Senate sent for concurrence the bill (No. 373), entitled "An act to amend chapter 338, Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws,' and to amend chapter 661 of the Laws of 1893, entitled 'An act in relation to public health, constituting chapter 25 of the general laws,' and to repeal chapter 1013 of the Laws of 1895, entitled 'An act to amend the Public Health Law in relation to the appointment of a special committee to the State board to investigate the disease of tuberculosis'" (Rec. No. 25), which was read the first time and referred to the committee on agriculture.

Mr. Speaker presented the Twelfth Annual Report of State Commission in Lunacy; which was laid upon the table and ordered printed.

(See Document.)

Mr. Kelly presented petitions of residents of Albany county against further taxation of life insurance companies or savings banks, which was referred to the committee on taxation and retrenchment.

The privileges of the floor were granted to Hon. Henry C. Lake, former member of this House.

Also, Hon. Charles P. McClelland, former Senator.

Also, Hon. Bradford Rhodes.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Apgar, Int. No. 399, en-

titled "An act making appropriation for the maintenance of the New York State Reformatory for Women, Bedford" (No. 413), reported in favor of the passage of the same, with the following amendments:

Page 2, line 4, after "§ 2." strike out remainder of line and insert the words "The sum of three thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any moneys in the treasury not otherwise appropriated, for building an ice-house and cold storage building at the New York State Reformatory for Women at Bedford, New York.

§ 3. The work hereby authorized shall be performed under the supervision of the board of managers of such reformatory upon plans and specifications prepared by the state architect. No part of the money hereby appropriated shall be available for such construction, unless a contract or contracts shall have been first made for the completion within the appropriation therefor, and the performance thereof secured by a satisfactory bond approved by and filed with the comptroller.

§ 4. This act shall take effect immediately."

Amend the title by inserting after the word "act" the words "reappropriating money and;" after the word "making" insert the word "an;" after the word "women" strike out the comma and insert the word "at;" after the word "Bedford" change period to a comma and add the words "also making an appropriation for said institution."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 586, entitled "An act to amend chapter 369 of the Laws of 1900, entitled 'An act to establish the New York State Hospital for the Care of Crippled and Deformed Children'" (No. 641), reported in favor of the passage of the same, with the following amendments:

Page 3, line 8, beginning with the word "first" underscore through the word "superintendent" in line 9.

Page 1, at the end of the title change the period to a comma and add the words "in relation to officers."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Knipp, Int. No. 382, entitled "An act to amend section 83 of chapter 370 of the Laws of 1894, entitled 'An act in relation to the public lands, constituting chapter 11 of the general laws relating to mining'" (No. 397), reported in favor of the passage of the same, with the following amendments:

Page 2, line 13, after the period strike out remainder of line.

Same page, line 14, strike out through the word "form."

Same page, line 16, after the word "claim" insert the words "together with the market value thereof."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Fowler, Int. No. 567, entitled "An act to provide for rebuilding and equipping the State Normal Training School at Fredonia, and making an appropriation therefor" (No. 622), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. T. D. Lewis, Int. No. 500, entitled "An act to provide for the extraordinary repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State" (No. 536), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Kelsey, Int. No. 299, entitled "An act to amend the Public Health Law, creating a State department of health and the office of commissioner of health, and abolishing the State Board of Health" (No. 299), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 397, entitled "An act making an appropriation for paying interest on the canal debt" (No. 411), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Bryan, Int. No. 398, entitled "An act to reappropriate the unexpended balance of the appropriation for the improvements of the Erie, the Champlain and the Oswego canals" (No. 412), reported in favor of the passage of the same, with the following amendment:

To correct printer's error, change the name of the introducer to "Allds."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Bennet, Int. No. 386, entitled "An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants,' relative to exemption from examination" (No. 401), reported in favor of the passage of the same with the following amendments:

Page 1, line 8, strike out the words "before the passage of this act."

Same page, same line, after the words "six years" in line 7, insert the words "prior to the first day of March, nineteen hundred and one."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Vacheron, Int. No. 574, entitled "An act authorizing the county clerk to act as public administrator in counties where the office of county treasurer has been abolished" (No. 629), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Darrison, Int. No. 130, entitled "An act to permit qualification and examination of dental students engaged in the study of dentistry under private preceptorship on May 12, 1892, who failed to file the certificate required by chapter 528 of the Laws of 1892, under the same conditions as if such certificate had been filed" (No. 130), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Remsen, Int. No. 368, entitled "An act to amend chapter 46 of the Laws of 1873, passed March 5, 1873, and entitled 'An act to provide for the laying out, improvement and preservation of burial grounds in the several towns of the State'" (No. 383), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 16, entitled "An act to amend chapter 240 of the Laws of 1897, entitled 'An act to amend chapter 255 of the Laws of 1890, entitled An act to amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 353 of the Laws of 1892, entitled 'An act to further amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 255 of the Laws of 1890, entitled 'An act to amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads'" (No. 264), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. W. H. Smith, Int. No. 275, entitled "An act to amend the Code of Civil Procedure, relating to the city court of the city of New York" (No. 544), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 12, after the word "of" and before the word "court" insert the word "the."

Page 6, line 7, under the word "judgment" strike out underscoring.

Same page, line 21, after the word "first" underscore the comma.

JOHN A. WEEKES, JR.,

Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. W. H. Smith, Int. No. 245, entitled "An act to amend the Penal Code, in relation to unauthorized offers for sale of and unauthorized applications for loans upon real property" (No. 245), reported in favor of the passage of the same, with the following amendments:

Page 1, line 7, after the word "the" insert the word "written."

Same page, line 8, after the word "fact" insert the words "appointed in writing."

Page 2, line 5, between the words "the" and "authority" insert the word "written."

Same page, line 6, after the word "property" insert a comma.

Same page, same line, after the word "fact" insert the words "appointed in writing."

JOHN A. WEEKES, JR.,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Vacheron, Int. No. 57, entitled "An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in surrogate's courts" (No. 57), reported in favor of the passage of the same with the following amendments:

Page 1, line 3, after the word "follows:" commence a new paragraph and insert "§ 2535."

Same page, line 5, between the words "a" and "paper" strike out the word "daily."

Same page, line 8, strike out the word "daily."

Same page, line 10, strike out the word "immediately" and insert the words "September first, nineteen hundred and one."

JOHN A. WEEKES, JR.,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Bennet, Int. No. 70, entitled "An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce" (No. 70), reported in favor of the passage of the same with the following amendments:

Page 1, line 2, after the word "follows:" commence a new paragraph and insert "§ 1012. Qualification of last section."

Page 2, line 7, after the word "divorce" strike out the period and insert a comma and add the underscored words "except in the third judicial department."

JOHN A. WEEKES, JR.,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. DeGraw, Int. No. 452, entitled "An act to repeal section 41-w of the Penal Code relating to the failure to file candidate's statement of election expenses" (No. 479), reported in favor of the passage of the same, with the following amendment:

Page 1, line 1, after the words "forty-one" strike out the letter "w" and insert in lieu thereof the letter "x."

Amend the title to said bill by striking out the letter "w" after the words "forty-one" and inserting in lieu thereof the letter "x."

JOHN A. WEEKES, JR.,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Donnelly, Rec. No. 14, entitled "An act to amend section 2675 of the Code of Civil Procedure, relative to the powers of a temporary administrator as to real property in surrogate's court" (No. 288), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Donnelly, Rec. No. 6, entitled "An act to amend section 2670 of the Code of Civil Procedure, relative to the appointment of a temporary administrator in the surrogate's court" (No. 9), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Cotton, from the committee on military affairs, to which was referred the bill introduced by Mr. Henry, Int. No. 231, entitled "An act to amend chapter 16 of the general laws of the State, entitled 'the military code,' amended by chapter 601, Laws of the State of 1898, chapters 240, 507 and 508 of the Laws of 1899, and chapter 746 of the Laws of 1900" (No. 231), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Cotton, from the committee on military affairs, to which was referred the bill introduced by Mr. Henry, Int. No. 232, entitled "An act to amend the Executive Law, relating to public printing" (No. 232), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Cotton, from the committee on military affairs, to which was referred the Senate bill introduced by Mr. Ellsworth, Rec. No. 7, entitled "An act to amend chapter 220 of the Laws of 1895, entitled 'An act to enable veterans to participate in the exercises of Memorial Day'" (No. 230), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 542, entitled

"An act to amend the Railroad Law by conferring upon the board of railroad commissioners jurisdiction of corporations formed for supplying gas, or for electric lighting, heating or power purposes" (No. 589), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 2, before the word "one" first occurring insert the words "one hundred and fifty-nine."

Page 2, lines 6 and 7, strike out the words "formed for supplying gas, or for electric lighting, heating or power purposes," and insert the words "authorized to supply gas, electric light, heat or power."

Same page, lines 14 and 15, strike out the words "formed for supplying gas, or for electric lighting, heating or power purposes" and insert the words "authorized to supply gas, electric light, heat or power."

Page 4, between lines 2 and 3 insert the following:

"§ 159. Investigations. [of accidents]—The board shall investigate the cause of any accident on any railroad resulting in loss of life or injury to persons, which in their judgment shall require investigation, and include the result thereof in their annual report to the legislature. Before making any such examination or investigation, or any investigation or examination under this article, reasonable notice shall be given to the corporation, person or persons conducting and managing such railroad, or to such other corporation authorized to supply gas, electric light, heat or power, as the case may be, of the time and place of commencing the same. The general superintendent or manager of every railroad shall inform the board of any such accident immediately after its occurrence. If the examination of the books and affairs of the corporation, or of witnesses in its employ, shall be necessary in the course of any examination, or investigation into its affairs, the board, or a commissioner thereof, shall sit for such purpose in the city or town of this state where the principal business office of the corporation is situated if requested so to do by the corporation; but the board may require copies of books and papers, or abstracts thereof, to be sent to them to any part of this state."

Page 4, line 26, and page 5, line 1, strike out the words "formed for supplying gas or for electric lighting, heating or power purposes" and insert the words "authorized to supply gas, electric light, heat or power."

Page 5, lines 15 and 16, strike out the words "formed for the purpose of supplying gas, or for electric lighting, heating and

power purposes" and insert the words "authorized to supply gas, electric light, heat or power."

Same page, line 11, enclose the words "general term" in brackets and insert thereafter the words "appellate division."

Same page, line 12, enclose the words "general term" in brackets and insert thereafter the words "appellate division."

Page 9, lines 9 and 10, strike out the words "formed for supplying gas or for electric lighting, heating or power purposes" and insert the words "authorized to supply gas, electric light, heat or power."

Same page, line 11, after the word "corporation" insert the words "other than railroad corporations."

Page 10, lines 3 and 4, strike out the words "formed for supplying gas, or for electric lighting, heating or power purposes" and insert the words "authorized to supply gas, electric light, heat or power, whether incorporated under or by a general or a special law."

Page 10, make "§ 8" "§ 9" and insert the following as § 8:
"§ 8. Such chapter is hereby amended by adding thereto the following sections to be sections one hundred and seventy-three, one hundred and seventy-four, one hundred and seventy-five and one hundred and seventy-six thereof, and to read as follows:

§ 173. Requisites to exercise of powers by gas, electric light, heat or power corporations.—A corporation hereafter incorporated under or by a general or a special law of this state and authorized to supply gas, electric light, heat or power, shall not exercise any powers conferred by law on such corporations, until it has filed in the office of the railroad commissioners a certified copy of its certificate of incorporation, together with a map or plan indicating the city, town or village in which it proposes to supply gas, electric light, heat or power, and the streets or public places in such city, town or village in, through or under which it proposes to construct or lay its mains, pipes, conduits, wires, poles or other appurtenances, and has procured from the board of railroad commissioners a certificate that public convenience and a necessity require such additional facilities to the inhabitants of such city, town or village. Such a corporation, or any corporation authorized to supply gas, electric light, heat or power in this state, whether heretofore or hereafter incorporated under or by a general or a special law, shall not extend its mains, pipes, conduits, wires, poles, or appurtenances into, through or under streets or public places other than those in which they are constructed at the time this section takes effect, except for the purpose of making direct connections with an individual consumer, until it has filed with the board of rail-

road commissioners a plan of such extension, and procured a like certificate from the board, that public convenience and a necessity require such extension. Prior to the granting or refusing the application for a certificate under this section the board may permit errors, omissions or defects to be supplied or corrected. If any corporation after having obtained a certificate of the board of railroad commissioners under this section for the construction of its mains, conduits, pipes, wires, poles or other appurtenances, in a street or public place shall not begin such construction within two years from the date of the issuing of such certificate, the board of railroad commissioners may inquire into the reason for such failure and may revoke such certificate, if it shall appear to be for the public interest so to do.

§ 174. Board may grant application in part.—Whenever application is made for a certificate of public convenience and a necessity as provided by the last preceding section, and it shall appear to the board of railroad commissioners after an examination of the proposed map or plan of the applicant corporation, that public convenience and a necessity do not require the construction of its mains, pipes, conduits, wires, poles or other appurtenances in all of the streets or public places indicated by such map or plan, but do require such construction in a part thereof, the board shall issue its certificate for the construction of such part as seems to it to be required by public convenience and a necessity.

§ 175. Review by court.—After a refusal to grant a certificate upon an application made pursuant to section one hundred and seventy-three of this chapter, the board of railroad commissioners shall certify a copy of all maps, plans and other papers on file in its office relating to such application, and of the findings of the board, when requested by the directors of the applicant corporation. Such directors may thereupon present the same to the appellate division of the supreme court of the department in which the principal business office of the corporation is, or is proposed to be located, and such appellate division shall have power in its discretion, to order such board, for reasons stated, to issue such certificate, and it shall be issued accordingly.

§ 176. Certificate to be evidence.—A certificate of public convenience and a necessity issued by the board of railroad commissioners, pursuant to section one hundred and seventy-three, one hundred and seventy-four or one hundred and seventy-five of this chapter shall be filed in the office of the secretary of state, and a copy thereof, certified to be a copy by the secretary of state or his deputy, shall be evidence of the fact therein stated."

Amend the title to read as follows:

"An act to amend the railroad law, by conferring upon the board of railroad commissioners jurisdiction of corporations authorized to supply gas, electric light, heat or power."

LOUIS BEDELL,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Fowler, Int. No. 466, entitled "An act to divide certain moneys belonging to the town of Pomfret, between the village of Fredonia and that portion of said town outside the limits of said village" (No. 499), retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendment:

Page 2, line 15, substitute the word "may" for the word "shall."

GEORGE W. DOUGHTY,
Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Cocks, Rec. No. 19, entitled "An act to repeal chapter 234 of the Laws of 1876, entitled 'An act in relation to the collection of taxes in the towns of North Hempstead and Oyster Bay, in the county of Queens,' and the various acts amendatory thereof or supplemental thereto" (No. 126), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Traub, Int. No. 671, entitled "An act relative to the system of taxation for working and repairing highways in certain towns in the State" (No. 685), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Harris, Int. No. 357, en-

titled "An act to amend the County Law, constituting chapter 18 of the general laws, relating to salaries of the county judge and surrogate of Fulton county" (No. 372), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. H. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. R. Gardiner, Int. No. 133, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Joseph C. Farmer against the State of New York" (No. 133), reported in favor of the passage of the same, with the following amendment:

Page 1, line 5, insert after the word "apparatus" the words "patented by him."

HARRIS WILSON,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Doughty, Int. No. 163, entitled "An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations" (No. 163), reported the same with the following amendments, and request that said bill be recommended to said committee:

Page 2, line 17, inclose the words "fifteen days" in brackets.

Same page, line 25, strike out the word "hereby" and insert the words "which may be."

Same page, line 26, after the words "New York" insert the words "under the provisions of this act."

Page 3, line 8, strike out the word "five" and insert the word "four."

Same page, strike out lines 16, 17, 18 entirely and line 19 to and including the word "purpose" and insert the words "in the manner provided by section four hundred and nineteen of the Greater New York charter."

Same page, line 21, strike out the word "the" the first time it occurs and insert the word "any."

Same page, line 23, strike out the word "twenty-five" and insert the word "ten;" also strike out the word "dating" and insert the words "for five years beginning."

Same page, line 24, strike out the words "eighteen hundred and ninety-eight" and insert the words "nineteen hundred and one;" also add the letter "s" to the word "sum."

ROBERT A. SNYDER,

Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Fordyce, from the committee on public printing, to which was referred the resolution for the printing of 300 additional copies of all general Assembly bills, reported in favor of the passage of the following resolution:

Resolved, That there be printed 300 additional copies of all general Assembly bills, as authorized by section 74 of the Legislative Law, such bills to be designated by the Clerk of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

} AYES 117 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Gardiner R	Lewis T D	Rider
Adler	Costello	Gardner CJ	Lynn	Roberts
Ahern	Cotton	Geoghan	Mansfield	Rodenbeck
Allds	Daly	Griffith	Marson	Rogers
Allston	Darrison	Hallock	Mathews	Ruehl
Apgar	Davis	Halpin	McInerney	Salyerds
Axtell	DeGraw	Hanford	McMillan	Sanders
Babcock	Delaney	Harburger	McQuade	Schneider
Baker	Dempsey	Harris	Meister	Seymour
Baum	Dickey	Hasenflug	Morgan	Smith A R
Bedell	Dooling	Hawkins	O'Brien	Smith J E
Bell	Doughty	Hitchcock	O'Connell	Smith J L
Bennet	Duross	Honeck	O'Malley	Smith J T
Blackwell	Dusinbery	Hyman	Orr	Smith W H
Bradley	Ellis	Irwin	Phillips	Snyder
Brill	Everett	Kaiser	Phipps	Swarts
Brooks	Fancher	Keenan	Platt	Thorn
Bruckner	Fish	Kelly	Price	Treat
Bryan	Fisher	Kelsey	Rainey	Vacheron
Burnett	Fitzgerald	Knipp	Reilley	Waite

Burns	Fitzpatrick	Landon	Remsen	Weber
Conger	Fordyce	Leggett	Reynolds	Wilson H
Cook	Fowler	Lewis M E	Richter	Wilson W H
Cooley	Frisbie			

Mr. Fordyce, from the committee on public printing, to which was referred the resolution for the printing of 1,000 extra copies of the annual report of the Superintendent of Public Buildings, reported in favor of the passage of the following resolution:

Resolved, That there be printed 1,000 extra copies of the annual report of the Superintendent of Public Buildings, submitted to the Legislature on the 10th day of January, 1901, bound in the following manner: 500 of such copies in paper, 400 of such copies in cloth, and 100 of such copies in leather, on 44-pound calendered paper, for distribution to superintendents of public buildings throughout the United States, to public libraries, etc., all for the use of the said Superintendent of Public Buildings.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 116 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hallock	Meister	Scanlon
Adler	Coughtry	Hammond	Morgan	Schneider
Ahern	Darrison	Harburger	O'Brien	Seymour
Allds	Davis	Hasenflug	O'Connell	Sherer
Allston	DeGraw	Hawkins	O'Malley	Smith A R
Apgar	Delaney	Hitchcock	Orr	Smith J E
Axtell	Dempsey	Honeck	Phillips	Smith J L
Babcock	Dickinson	Hyman	Plank	Smith S W
Baker	Doughty	Irwin	Platt	Smith W H
Baum	Dooling	Keenan	Poth	Stevens
Bedell	Duross	Kelly	Prince	Sullivan
Bell	Dusinbery	Knipp	Rainey	Swarts
Bennet	Egan	Landon	Reilley	Swift
Blackwell	Ellis	Leggett	Reynolds	Traub
Bradley	Fancher	Lewis M E	Richter	Treat
Brill	Fish	Lewis T D	Rider	Ulmann
Brooks	Fisher	Lynn	Roberts	Van Name
Bruckner	Fitzgerald	Mains	Robinson	Waite
Bryan	Fitzpatrick	Mansfield	Rogers	Walrath

Burnett	Fowler	Marson	Ross	Weber
Burns	Galbraith	McInerney	Ruehl	Weekes
Cadin	Geoghan	McKeown	Salyerds	Wilson H
Cooley	Griffith	McQuade	Sanders	Wilson W H
Coons				

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 547) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' and the acts amendatory thereof and supplemental thereto, by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, and otherwise" (Int. No. 390), reported the same, with the following recommendations:

Page 1, line 1, after section 1 insert "section three of" and on the same line make "chapter" small letters.

Same page, line 3, strike out the words "as amended by" and insert in lieu thereof the words "by chapter eight hundred and ninety-eight of the laws of eighteen hundred and ninety-six."

Same page, strike out all of lines 4, 5, 6 and 7.

Page 2, strike out all of lines 1, 2, 3, 4 and 5.

Same page, line 6, strike out the words "so as."

Page 4, line 3, strike out the word "packered" and insert in lieu thereof the word "portage."

Same page, line 4, strike out the word "packered" and insert in lieu thereof the word "portage."

Page 5, line 6, after the word "produced" insert the word "center."

Same page, line 7, strike out the word "on" and insert in lieu thereof the word "of."

Page 7, line 19, strike out the word "easterly" and insert in lieu thereof the word "westerly."

Page 8, line 25, strike out the word "thirtieth" and insert in lieu thereof the word "thirteenth."

Page 9, between lines 21 and 22 insert the following section:

"§ 2. Section six of said chapter one hundred and forty-three is hereby amended to read as follows:"

Same page, between lines 24 and 25 insert the following section:

"§ 3. Sections seven and eight of said chapter one hundred and forty-three as amended by chapter seven hundred and thirty-nine of the laws of eighteen hundred and ninety-seven, are hereby amended to read as follows:"

Page 10, between lines 15 and 16 insert the following section:

"§ 4. Section ten of said chapter one hundred and forty-three

as amended by chapter five hundred and seventy-one of the laws of eighteen hundred and ninety-three, is hereby amended to read as follows:"

Page 11, between lines 4 and 5 insert the following section:

"§ 5. Said chapter one hundred and forty-three is hereby amended by inserting therein after section ten a new section to be numbered ten-a. to read as follows:"

Page 12, between lines 3 and 4 insert the following section:

"§ 6. Section fourteen of said chapter one hundred and forty-three as amended by chapter one hundred and eighty of the laws of eighteen hundred and ninety-eight, is hereby amended to read as follows:"

Same page, between lines 10 and 11 insert the following section:

"§ 7. Sections fifteen, seventeen, thirty, thirty-three, forty-one, and fifty-five of said chapter one hundred and forty-three are hereby amended to read as follows:"

Page 14, line 19, underscore the word "and" where it appears the first time.

Page 15, line 4, strike out the word "or" and insert in lieu thereof the word "of."

Page 17, between lines 16 and 17, insert the following section:

"§ 8. Said chapter one hundred and forty-three is hereby amended by inserting therein after section fifty-five, a new section to be numbered fifty-five-a. to read as follows:"

Same page, between lines 23 and 24 insert the following section:

"§ 9. Section fifty-seven of said chapter one hundred and forty-three, is hereby amended to read as follows:"

Page 18, line 9, underscore the word "or."

Same page, between the lines 10 and 11, insert the following section:

"§ 10. Sections one hundred ten, one hundred eleven, one hundred twelve, and one hundred fourteen of said chapter one hundred and forty-three as amended by chapter one hundred and eighty of the laws of eighteen hundred and ninety-eight, are hereby amended to read as follows:"

Page 20, line 5, strike out the word "foreman" and insert in lieu thereof the word "fireman."

Same page, line 16, underscore the words "the first and."

Same page, underscore all of lines 17, 18 and 19.

Page 21, line 3, strike out the word "ordinances" and insert the word "ordinance."

Same page, between lines 3 and 4, insert the following section:

"§ 11. Section one hundred forty-nine of said chapter one hundred and forty-three is hereby amended to read as follows:"

Page 22, between lines 14 and 15, insert the following section:

"§ 12. Section one hundred fifty-four of said chapter one hundred and forty-three as amended by chapter five hundred and seventy-one of the laws of eighteen hundred and ninety-three, is hereby amended to read as follows:"

Page 23, line 20, strike out the word "various" and insert in lieu thereof the word "several."

Page 25, line 13, strike out the word "of" where it appears the first time and insert the word "or" in lieu thereof.

Same page, line 22, strike out the word "an" and insert in lieu thereof the word "any."

Page 26, before line 1, insert the following section:

"§ 13. Section one hundred seventy-seven-a of said chapter one hundred and forty-three as amended by chapter five hundred and forty of the laws of nineteen hundred, is hereby amended to read as follows:"

Same page, line 18, strike out the words "The passage of this act" and insert in lieu thereof the words "This act takes effect."

Page 27, between lines 7 and 8, insert the following section:

"§ 14. Section one hundred eighty of said chapter one hundred and forty-three as amended by chapter five hundred and seventy-one of the laws of eighteen hundred and ninety-three, is hereby amended to read as follows:"

Same page, line 11, underscore the word "fifth."

Page 29, between lines 16 and 17, insert the following section:

"§ 15. Sections two hundred nineteen and two hundred thirty of said chapter one hundred and forty-three are hereby amended as follows:"

Page 30, line 1, after the word "sewer" insert the words "and bridge" and underscore them.

Page 31, line 9, strike out the figure "2" and insert in lieu thereof the figures "16."

Same page, same line, strike out the word "herewith" and insert in lieu thereof the words "with the provisions of this act."

Same page, line 11, strike out the figure "3" and insert in lieu thereof the figures "17."

Amend the title to read as follows:

"An act to amend chapter one hundred and forty-three of the laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Niagara Falls,' by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, et cetera."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 557) entitled "An act to amend section 86 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' and the several acts amendatory thereof" (Int. No. 510), reported the same with the following recommendations:

Page 1, line 2, strike out the words "as last amended by chap."

Same page, strike out all of line 3.

Same page, line 4, strike out the words "and ninety-eight."

Same page, line 5, strike out the word "further," and after the word "Auburn" insert the words "as amended by chapter two hundred twenty-one of the laws of eighteen hundred eighty-four, chapter two hundred fifty-five of the laws of eighteen hundred eighty-five, chapter six hundred thirty-three of the laws of eighteen hundred eighty-seven, chapter one hundred ninety-nine of the laws of eighteen hundred eighty-nine, chapter two hundred twenty-six of the laws of eighteen hundred ninety-three, chapter five hundred thirty-six of the laws of eighteen hundred ninety-five, chapter one hundred seventy-two of the laws of eighteen hundred ninety-seven, chapter two hundred fifty-five of the laws of eighteen hundred ninety-eight and chapter four hundred seventy-four of the laws of nineteen hundred."

Amend the title so that it will read as follows:

"An act to amend section eighty-six of chapter fifty-three of the laws of eighteen hundred and seventy-nine, entitled 'An act to revise the charter of the city of Auburn, relative to the amount of money to be raised for the fire department fund.'"

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 5) entitled "An act to amend section 472 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof, relative to water supply'" (Int. No. 5), reported the same with the following recommendations:

Page 1, line 3, insert after the words "ninety-seven" the following: "entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof.'"

Page 3, line 3, strike out the word "on" and insert the word "in" in lieu thereof.

Same page, same line, insert a comma after the word "proceedings."

Amend the title to read as follows:

"An act to amend the Greater New York Charter, relative to water supply.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

"An act to re-appropriate money for the erection of a State Armory in the village of Medina, Orleans county, as provided by chapter 503 of the Laws of 1899." (No. 597, Int. No. 369.)

"An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego lake." (No. 548, Int. No. 391.)

"An act to repeal chapter 750 of the Laws of 1900, entitled 'An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Spring and Nelsonville.'" (No. 230, Int. No. 230.)

"An act to amend the Forest, Fish and Game Law, in relation to the protection of wild moose, elk, caribou and antelope, and also providing for restocking the Adirondack region with wild moose, and making an appropriation therefor." (No. 426, Int. No. 127.)

"An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park." (No. 645, Int. No. 25.)

"An act to permit the payment of certain assessments for street improvements in the city of Schenectady upon certain terms and directing the repayment of certain moneys paid for assessments." (No. 106, Int. No. 106.)

"An act to authorize the city of Schenectady to borrow money and issue the bonds of said city, therefor, for the purpose of paying certain indebtedness of said city." (No. 101, Int. No. 101.)

"An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine into the facts concerning the services claimed to have been rendered by Charles J. Weiss, William A. Sheldon, Joseph Quinn, Patrick J. McEvily and Stephen J. Hanley, in the department of taxes and assessments in the city of New York, in the year eighteen hundred and ninety-nine." (No. 49, Int. No. 49.)

"An act to authorize the city of Schenectady to borrow money and to issue the bonds of said city, therefor, for the purpose of paying the indebtedness of the fire department of said city." (No. 102, Int. No. 102.)

"An act to re-appropriate money for repairing armory at Oswego, as provided by chapter 569 of the Laws of 1899." (No. 596, Int. No. 331.)

Mr. Speaker announced the special order, being the bill (No. 512) entitled "An act giving authority to the Commissioners of the Land Office to grant and convey to the United States of America certain lands under water in the harbor of New York at Governor's Island, and to cede jurisdiction to the United States over said lands under water." (Int. No. 61.)

Said bill having been announced for a third reading,

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 103 }
{ NOES 27 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Nye	Schneider
Ahern	Cotton	Hanford	O'Brien	Seymour
Allds	Coughtry	Harris	O'Malley	Sherer
Allston	Darrison	Henry	Patton	Smith A R
Apgar	Davis	Hitchcock	Phillips	Smith J L
Axtell	DeGraw	Irwin	Phipps	Smith J T
Babcock	Dickinson	Kelly	Plank	Smith S W
Baker	Doughty	Kelsey	Platt	Smith W H
Bedell	Dusinbery	Knipp	Price	Stevens
Bell	Ellis	Landon	Rainey	Sullivan
Bennet	Everett	Leggett	Reilley	Swarts
Blackwell	Fancher	Lewis T D	Remsen	Swift
Brill	Fisher	Lynn	Roberts	Thorn
Brooks	Fitzgerald	Mains	Robinson	Traub
Bryan	Fowler	Mansfield	Rodenbeck	Vacheron
Burnett	Galbraith	Marson	Rogers	Waite
Cadin	Gardiner R	McInerney	Ross	Walrath
Conger	Gardner C J	McKeown	Ruehl	Weber
Cook	Graeff	McMillan	Salyerds	Wilson H
Cooley	Hallock	McQuade	Sanders	Speaker
Coons	Halpin	Morgan		

Those who voted in the negative, were

Baum	Dempsey	Harburger	Kaiser	Prince
Bradley	Dickey	Holsten	Keenan	Richter
Bruckner	Dooling	Honeck	Mathews	Ulmann
Burns	Duross	Hyman	Meister	Van Name
Daly	Egan	Juengst	O'Connell	Wilson W H
Delaney	Frisbie			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 288) entitled " An act fixing the expenses of trials or proceedings in the courts of the State for felonies and misdemeanors committed on Indian reservations " (Int. No. 288), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 119 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hallock	McInerney	Rogers
Adler	Davis	Halpin	McKeown	Ross
Ahern	DeGraw	Hanford	McMillan	Ruehl
Allds	Delaney	Harburger	McQuade	Salyerds
Apgar	Dempsey	Hasenflug	Meister	Scanlon
Axtell	Dickey	Hatch	Nye	Schneider
Babcock	Dickinson	Henry	O'Brien	Sherer
Baker	Doughty	Hitchcock	O'Connell	Smith A R
Baum	Duross	Honeck	O'Malley	Smith J E
Bedell	Egan	Hyman	Patton	Smith J T
Blackwell	Ellis	Irwin	Phillips	Smith S W
Bradley	Everett	Juengst	Phipps	Smith W H
Brooks	Fancher	Kaiser	Platt	Stevens
Bruckner	Fisher	Keenan	Poth	Sullivan
Bryan	Fitzgerald	Kelly	Price	Swarts
Burnett	Fitzpatrick	Knipp	Prince	Swift
Burns	Fordyce	Landon	Rainey	Traub
Conger	Fowler	Leggett	Reilley	Ulmann
Cook	Frisbie	Lewis M E	Remsen	Vacheron
Cooley	Gardiner R	Lewis T D	Richter	Waite
Coons	Gardner C J	Lynn	Rider	Weber
Costello	Geoghan	Mains	Rierdon	Weekes
Cotton	Graeff	Marson	Roberts	Wilson H
Daly	Griffith	Mathews	Robinson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 379) entitled "An act to authorize the town of Orange in the county of Schuyler to reimburse and pay Robert Bell for moneys loaned by him to said town to defray the poor expenses of said town" (Int. No. 364), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McKeown	Rodenbeck
Adler	Darrison	Harburger	McMillan	Rogers
Ahern	Davis	Harris	Meister	Ross
Allds	DeGraw	Hatch	Morgan	Salyerds
Allston	Delaney	Hawkins	Nye	Sanders
Axtell	Dempsey	Henry	O'Brien	Schneider
Babcock	Dickey	Holsten	O'Connell	Seymour
Baker	Dickinson	Honeck	Orr	Sherer
Baum	Doughty	Hyman	Patton	Smith A R
Bell	Duross	Irwin	Phillips	Smith J L
Bennet	Dusinbery	Kaiser	Phipps	Smith J T
Blackwell	Ellis	Keenan	Plank	Smith W H
Brill	Fancher	Kelly	Platt	Snyder
Brooks	Fish	Kelsey	Poth	Stevens
Bryan	Fisher	Knipp	Prince	Sullivan
Burnett	Fitzpatrick	Landon	Rainey	Swift
Burns	Fordyce	Leggett	Reilley	Thorn
Conger	Frisbie	Lewis M E	Remsen	Traub
Cook	Galbraith	Lewis T D	Reynolds	Ulmann
Cooley	Gardner C J	Lynn	Richter	Vacheron
Coons	Geoghan	Mains	Rider	Waite
Costello	Griffith	Marson	Rierdon	Walrath
Cotton	Hallock	Mathews	Roberts	Weekes
Coughtry	Halpin	McInerney	Robinson	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 471) entitled "An act to amend the Highway Law, relative to reports of commissioners of highways" (Int. No. 444), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 120 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Harburger	McMillan	Ruehl
Adler	Daly	Harris	McQuade	Sanders
Ahern	Davis	Hatch	Morgan	Scanlon
Allds	DeGraw	Hawkins	Nye	Schneider
Allston	Delaney	Henry	O'Brien	Seymour
Apgar	Dickey	Holsten	O'Malley	Sherer
Axtell	Dickinson	Honeck	Orr	Smith A R
Babcock	Dooling	Hyman	Phillips	Smith J E
Baum	Doughty	Irwin	Phipps	Smith J T
Bedell	Dusinbery	Kaiser	Plank	Smith S W
Bell	Egan	Keenan	Platt	Smith W H
Blackwell	Everett	Kelly	Price	Stevens
Bradley	Fancher	Kelsey	Prince	Sullivan
Brill	Fish	Knipp	Rainey	Swift
Brooks	Fitzgerald	Landon	Reilley	Traub
Bruckner	Fitzpatrick	Leggett	Remsen	Treat
Bryan	Fowler	Lewis M E	Reynolds	Ulmann
Burnett	Frisbie	Lynn	Rider	Vacheron
Burns	Gardiner R	Mains	Rierdon	Van Name
Cadin	Gardner C J	Mansfield	Roberts	Waite
Conger	Graeff	Marson	Robinson	Weber
Cooley	Griffith	Mathews	Rodenbeck	Weekes
Coons	Hallock	McInerney	Rogers	Wilson H
Costello	Hammond	McKeown	Ross	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 348) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State" (Int. No. 120), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 123 }
 { NOES 2 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McInerney	Rodenbeck
Adler	Davis	Hammond	McKeown	Ross
Ahern	Delaney	Harburger	McMillan	Ruehl
Allds	Dempsey	Harris	McQuade	Sanders
Apgar	Dickey	Hasenflug	Morgan	Schneider
Axtell	Dickinson	Hawkins	Nye	Seymour
Baker	Dooling	Henry	O'Brien	Sherer
Baum	Duross	Hitchcock	O'Connell	Smith J E
Bedell	Dusinbery	Holsten	O'Malley	Smith J L
Bell	Egan	Honeck	Patton	Smith J T
Blackwell	Ellis	Hyman	Phillips	Smith S W
Bradley	Everett	Irwin	Phipps	Smith W H
Brill	Fish	Juengst	Plank	Stevens
Brooks	Fisher	Kaiser	Poth	Sullivan
Bryan	Fitzgerald	Keenan	Price	Swarts
Burnett	Fitzpatrick	Kelly	Prince	Thorn
Cadin	Fordyce	Knipp	Rainey	Traub
Conger	Fowler	Landon	Reilley	Ulmann
Cook	Frisbie	Leggett	Remsen	Vacheron
Cooley	Galbraith	Lewis M E	Reynolds	Waite
Coons	Gardiner R	Lewis T D	Rider	Walrath
Costello	Gardner C J	Mains	Rierdon	Weekes
Cotton	Geoghan	Mansfield	Roberts	Wilson H
Coughtry	Graeff	Marson	Robinson	Wilson W H
Daly	Griffith	Mathews		

Those who voted in the negative, were

Kelsey Rogers

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 334) entitled "An act to change the corporate name of the Troy Young Men's Association to the Troy public library" (Int. No. 304), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 123 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Halpin	Mathews	Ross
Adler	Davis	Hammond	McKeown	Ruehl
Ahern	DeGraw	Harburger	McMillan	Salyerds
Allds	Delaney	Harris	McQuade	Sanders
Allston	Dempsey	Hasenflug	Meister	Scanlon
Apgar	Dickey	Hatch	Morgan	Seymour
Axtell	Dickinson	Hawkins	Nye	Sherer
Babcock	Dooling	Henry	O'Brien	Smith J E
Baker	Doughty	Hitchcock	O'Malley	Smith J L
Baum	Duross	Holsten	Orr	Smith J T
Bedell	Dusinbery	Hyman	Patton	Smith S W
Bell	Ellis	Irwin	Phipps	Smith W H
Bennet	Everett	Juengst	Plank	Stevens
Blackwell	Fancher	Kaiser	Platt	Sullivan
Bradley	Fish	Keenan	Poth	Swarts
Brill	Fisher	Kelly	Prince	Thorn
Brooks	Fitzpatrick	Kelsey	Rainey	Traub
Bryan	Fordyce	Knipp	Reilley	Ulmann
Burnett	Frisbie	Landon	Reynolds	Vacheron
Burns	Galbraith	Leggett	Richter	Van Name
Cook	Gardiner R	Lewis M E	Rider	Walrath
Cooley	Gardner C J	Lewis T D	Rierdon	Weber
Coons	Geoghan	Lynn	Roberts	Wilson H
Cotton	Graeff	Mansfield	Rodenbeck	Wilson W H
Coughtry	Hallock	Marson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 190) entitled "An act in relation to land condemned for public improvements" (Int. No. 190), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 122 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Harburger	Meister	Sanders
Adler	Delaney	Hasenflug	Morgan	Scanlon
Ahern	Dempsey	Hatch	O'Brien	Schneider
Allds	Dickinson	Hawkins	O'Connell	Seymour
Allston	Dooling	Henry	O'Malley	Sherer
Apgar	Doughty	Holsten	Orr	Smith A R
Axtell	Duross	Honeck	Patton	Smith J L
Babcock	Dusinbery	Hyman	Phillips	Smith J T
Baker	Egan	Juengst	Phipps	Smith S W
Baum	Ellis	Kaiser	Platt	Smith W H
Bedell	Everett	Keenan	Poth	Stevens
Bennet	Fancher	Kelly	Prince	Sullivan
Blackwell	Fish	Kelsey	Rainey	Swarts
Bradley	Fisher	Knipp	Reilley	Swift
Brooks	Fitzpatrick	Landon	Reynolds	Traub
Bryan	Fordyce	Lewis M E	Richter	Treat
Burnett	Fowler	Lewis T D	Rider	Ulmann
Cadin	Frisbie	Lynn	Rierdon	Vacheron
Conger	Gardiner R	Mansfield	Roberts	Van Name
Cook	Gardner CJ	Marson	Robinson	Waite
Cooley	Geoghan	Mathews	Rodenbeck	Weber
Costello	Griffith	McInerney	Rogers	Weekes
Cotton	Hallock	McMillan	Ross	Wilson H
Daly	Halpin	McQuade	Ruehl	Wilson W H
Darrison	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 209) entitled "An act authorizing the railroad commissioners of the town of Mamakating, Sullivan county, New York, to issue bonds to retire outstanding bonds as they may become due" (Int. No. 209), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 125 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Halpin	McMillan	Rogers
Adler	Darrison	Hanford	McQuade	Ross
Ahern	Davis	Harburger	Meister	Ruehl
Allds	Delaney	Harris	Morgan	Salyerds
Allston	Dempsey	Hasenflug	Nye	Scanlon
Apgar	Dickey	Hatch	O'Brien	Schneider
Axtell	Dickinson	Hawkins	O'Connell	Sherer
Babcock	Dooling	Hitchcock	O'Malley	Smith A R
Baker	Doughty	Honeck	Orr	Smith J E
Baum	Dusinbery	Hyman	Patton	Smith J T
Bedell	Egan	Irwin	Phipps	Smith S W
Bell	Ellis	Kaiser	Plank	Smith W H
Bennet	Everett	Keenan	Platt	Stevens
Blackwell	Fish	Kelly	Poth	Sullivan
Bradley	Fisher	Kelsey	Price	Swarts
Brill	Fitzgerald	Knipp	Prince	Swift
Bruckner	Fitzpatrick	Landon	Rainey	Traub
Bryan	Fordyce	Leggett	Reilley	Treat
Burnett	Fowler	Lewis T D	Remsen	Ulmann
Cadin	Galbraith	Lynn	Reynolds	Vacheron
Conger	Gardner C J	Mains	Richter	Waite
Cooley	Gardiner R	Mansfield	Rierdon	Walrath
Coons	Geoghan	Marson	Roberts	Weber
Costello	Griffith	Mathews	Robinson	Weekes
Cotton	Hallock	McKeown	Rodenbeck	Wilson H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 252) entitled "An act to authorize the board of supervisors of the county of Schenectady to sell the county poorhouse farm and buildings, and the county fair and parade grounds, situate in the fifth ward of the city of Schenectady, and to apply the proceeds derived from such sales to the purchase of a new poorhouse site, and the erection of the necessary buildings thereon, or to the erection of new buildings upon part of the present site; also to repeal chapter 312 of the Laws of 1869, chapter 246 of the Laws of 1873, and chapter 79 of the Laws of 1892" (Int. No. 252), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hanford	McInerney	Rogers
Adler	DeGraw	Harburger	McKeown	Ross
Ahern	Delaney	Harris	McQuade	Salverds
Allds	Dempsey	Hasenflug	Meister	Sanders
Allston	Dickinson	Hatch	Morgan	Scanlon
Axtell	Dooling	Hawkins	Nye	Seymour
Babcock	Doughty	Henry	O'Brien	Sherer
Baum	Duross	Hitchcock	O'Malley	Smith A R
Bedell	Egan	Holsten	Orr	Smith J L
Bell	Ellis	Honeck	Patton	Smith J T
Bennet	Everett	Irwin	Phillips	Smith S W
Blackwell	Fish	Juengst	Phipps	Smith W H
Brill	Fisher	Kaiser	Plank	Snyder
Brooks	Fitzpatrick	Keenan	Platt	Stevens
Bruckner	Fordyce	Kelly	Price	Swarts
Bryan	Fowler	Kelsey	Prince	Swift
Burnett	Galbraith	Knipp	Reilley	Thorn
Burns	Gardiner R	Landon	Remsen	Traub
Cadin	Gardner C J	Leggett	Reynolds	Treat
Cook	Geoghan	Lewis M E	Richter	Vacheron
Cooley	Graeff	Lewis T D	Rierdon	Walrath
Coons	Griffith	Lynn	Roberts	Weber
Cotton	Hallock	Mansfield	Robinson	Wilson H
Coughtry	Halpin	Marson	Rodenbeck	Wilson W H
Darrison	Hammond	Mathews		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 263) entitled "An act providing for the paving of Bushwick avenue in the borough of Brooklyn, in the city of New York" (Int. No. 227), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
 { NOES 5 }

Those who voted in the affirmative, were

Adams	DeGraw	Hasenflug	McQuade	Salyerds
Adler	Delaney	Hawkins	Meister	Sanders
Ahern	Dickey	Henry	Nye	Schneider
Allds	Dickinson	Hitchcock	O'Brien	Seymour
Allston	Dooling	Holsten	O'Connell	Sherer
Apgar	Doughty	Honeck	O'Malley	Smith A R
Axtell	Duross	Hyman	Orr	Smith J L
Baum	Dusinbery	Juengst	Patton	Smith J T
Bedell	Ellis	Kaiser	Phillips	Smith S W
Bell	Everett	Keenan	Phipps	Smith W H
Bennet	Fancher	Kelly	Plank	Snyder
Blackwell	Fish	Kelsey	Platt	Stevens
Brill	Fisher	Knipp	Poth	Swarts
Brooks	Fordyce	Landon	Prince	Thorn
Bruckner	Fowler	Leggett	Remsen	Treat
Burnett	Frisbie	Lewis T D	Reynolds	Ulmann
Burns	Gardiner R	Lynn	Rider	Vacheron
Cadin	Gardner C J	Mains	Roberts	Van Name
Conger	Geoghan	Mansfield	Robinson	Waite
Coons	Griffith	Marson	Rodenbeck	Walrath
Costello	Hallock	Mathews	Rogers	Weekes
Cotton	Hammond	McInerney	Ross	Wilson H
Coughtry	Harburger	McKeown	Ruehl	Wilson W H
Daly	Harris	McMillan		

Those who voted in the negative, were

Cooley	Davis	Fitzgerald	Morgan	Reilley
--------	-------	------------	--------	---------

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 65) entitled "An act to direct the board of estimate and apportionment of the city of New York to audit and allow the interest on assessments to the owners and persons interested on the land assessed by said city within the lines of the assessment for the paving and grading of Logan street, Berriman street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street,

Market street, Belmont avenue, Miller avenue, Essex street and Sutter avenue under chapter 310 of the Laws of 1892, all in the borough of Brooklyn, city of New York " (Int. No. 65), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }
 { NOES 4 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	Marson	Ross
Adler	Davis	Hammond	Mathews	Ruehl
Ahern	DeGraw	Hanford	McMillan	Sanders
Allds	Delaney	Harris	McQuade	Scanlon
Allston	Dempsey	Hasenflug	Meister	Seymour
Apgar	Dickey	Hatch	Nye	Sherer
Axtell	Dickinson	Henry	O'Brien	Smith A R
Babcock	Doughty	Hitchcock	O'Connell	Smith J L
Baker	Duross	Holsten	O'Malley	Smith J T
Baum	Dusinbery	Honeck	Patton	Smith S W
Bell	Egan	Hyman	Phillips	Smith W H
Bennet	Ellis	Irwin	Plank	Stevens
Blackwell	Fancher	Juengst	Platt	Sullivan
Bradley	Fish	Kaiser	Price	Swarts
Brill	Fisher	Keenan	Prince	Swift
Brooks	Fordyce	Kelly	Rainey	Traub
Bryan	Fowler	Kelsey	Remsen	Treat
Burnett	Frisbie	Knipp	Reynolds	Ulmann
Burns	Galbraith	Landon	Richter	Van Name
Conger	Gardiner R	Leggett	Rider	Walrath
Cook	Gardner C J	Lewis M E	Rierdon	Weber
Coons	Geoghan	Lynn	Roberts	Weekes
Costello	Graeff	Mains	Robinson	Wilson H
Cotton	Griffith	Mansfield	Rogers	Wilson W H
Coughtry				

Those who voted in the negative, were

Cooley	Fitzgerald	Morgan	Reilley
--------	------------	--------	---------

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 599) entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 129), was read the second time.

On motion of Mr. Weber, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. M. E. Lewis in the chair.

The bill (No. 161) entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also creating a special jury commissioner for each of such counties, and regulating and prescribing his duties'" (Int. No. 161), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 651) entitled "An act to amend section 447 of the Code of Civil Procedure, relative to party defendants" (Int. No. 60), having been announced for a second reading,

On motion of Mr. H. Wilson, said bill was recommitted to the committee on codes, retaining its place on the order of second reading.

The bill (No. 650) entitled "An act to amend section 1391 of the Code of Civil Procedure in relation to exemption from execution" (Int. No. 323), was read the second time.

On motion of Mr. S. W. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 535) entitled "An act to amend chapter 357 of the Laws of 1887, in relation to the receiver of taxes and assessments in the town of Cortlandt and village of Peekskill" (Int. No. 499), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 116) entitled "An act to amend chapter 337 of the Laws of 1893, relative to the appointment of trust companies as guardian, trustee or administrator" (Int. No. 116), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The Speaker resumed the chair.

The bill (No. 316) entitled "An act to amend section 7 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws' in relation to advance payments" (Int. No. 316), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading.

On motion of Mr. Bennet, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 582) entitled "An act to amend chapter 135 of the Laws of 1884, relative to the publication of notices of tax sales in the county of Erie" (Int. No. 535), was read the second time.

On motion of Mr. Cook, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 595) entitled "An act to amend the Highway Law, in relation to county roads in counties adjoining a city of the first class" (Int. No. 379), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order third reading.

On motion of Mr. Doughty, said bill was recommitted to the committee on internal affairs, retaining its place on the order of third reading.

The bill (No. 590) entitled "An act to amend the Labor Law, relating to tenement made articles" (Int. No. 543), was read the second time.

On motion of Mr. Costello, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 319) entitled "An act to change the name of "the Hartshorn Presbyterian Church," in Hornellsville, New York, to the "Westminster Presbyterian Church of Hornellsville, New York" (Int. No. 319), was read the second time.

On motion of Mr. Hatch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 398) entitled "An act to provide for the serial publication without expense to the State of the statutes of the State, and of the decisions of certain courts as soon as handed

down, and repealing chapter 387 of the Laws of 1894 " (Int. No. 383), having been announced for a second reading,

On motion of Mr. Knipp, said bill was recommitted to the committee on the judiciary, retaining its place on the order of second reading.

The bill (No. 121) entitled "An act for the relief of the First Universalist Society of Mount Vernon, New York, a religious corporation " (Int. No. 121), was read the second time.

On motion of Mr. Mains, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 3) entitled "An act to amend the Primary Election Law, relative to filling vacancies in nominations" (Rec. No. 3), was read the second time.

On motion of Mr. M. E. Lewis, said bill was placed on the order of third reading.

The bill (No. 128) entitled "An act to legalize and confirm certain appointments as firemen, and to make such appointees members of the fire department of the city of New York " (Int. No. 128), was read the second time.

On motion of Mr. Waite, said bill was placed on the order of third reading.

On motion of Mr. Waite, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 527) entitled "An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians" (Int. No. 491), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 469) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single law all existing and special laws affecting public interest in the city of Brooklyn,' as amended by chapter 702 of the Laws of 1897, as amended by chapter 583 of the Laws of 1900, relating to the department of parks" (Int. No. 442), having been announced for a second reading,

On motion of Mr. Remsen, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 196) entitled "An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York'" (Int. No. 196), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 518) entitled "An act for the relief of Jacob Markey and to ratify and confirm his appointment as a member of the police force of the city of Rochester" (Int. No. 482), was read the second time.

On motion of Mr. Rodenbeck, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 541) entitled "An act to terminate the terms of office of the police commissioners of the city of Buffalo; to abolish the offices of superintendent of police and assistant superintendent of police in said city, to concentrate the functions heretofore exercised by such commissioners and by the police board and by the superintendent of police and assistant superintendent of police in a single commissioner; to provide for the appointment and removal of such commissioner and his deputy; and to enlarge the powers heretofore exercised by said commissioners and said board of police, and to confer such enlarged powers upon such single commissioner and his deputy" (Int. No. 84), was read the second time.

On motion of Mr. Schneider, said bill was placed on the order of third reading.

On motion of Mr. Schneider, and by unanimous consent, said bill was made a special order on third reading for Wednesday next, immediately after the reading of the journal.

The Senate bill (No. 281) entitled "An act to confirm, ratify and legalize certain assessments for local improvement in the city of Little Falls, known as grading of Whited street in said city" (Rec. No. 15), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading.

The bill (No. 539) entitled "An act to amend the Greater New York charter, in relation to the municipal court of the city of New York in the borough of Brooklyn" (Int. No. 75), was read the third time, having been printed and upon the desks of the

members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Halpin	Meister	Ruehl
Adler	Darrison	Hanford	Morgan	Salyerds
Ahern	Davis	Harburger	Nye	Scanlon
Allds	Delaney	Hasenflug	O'Brien	Schneider
Allston	Dickinson	Hawkins	O'Connell	Seymour
Apgar	Dickey	Hitchcock	O'Malley	Smith A R
Axtell	Dooling	Holsten	Patton	Smith J E
Baker	Duross	Honeck	Phillips	Smith J L
Baum	Dusinbery	Irwin	Phipps	Smith S W
Bell	Ellis	Juengst	Plank	Smith W H
Bennet	Everett	Keenan	Poth	Schneider
Bradley	Fancher	Kelly	Price	Stevens
Brill	Fish	Kelsey	Prince	Sullivan
Brooks	Fisher	Knipp	Reilley	Swift
Bryan	Fitzgerald	Leggett	Remsen	Traub
Burnett	Fordyce	Lewis M E	Reynolds	Treat
Burns	Fowler	Lewis T D	Richter	Ulmann
Conger	Frisbie	Mains	Rider	Vacheron
Cook	Gardiner R	Mansfield	Rierdon	Van Name
Cooley	Gardner C J	Marson	Roberts	Waite
Coons	Geoghan	Mathews	Rodenbeck	Walrath
Costello	Graeff	McInerney	Rogers	Weekes
Cotton	Hallock	McMillan	Ross	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 513) entitled "An act to provide for the holding of town meetings and elections in counties of the State, having a certain population, and to fix the salaries of supervisors in any such county, and to regulate the powers of such board, and to repeal certain acts and parts of acts" (Int. No. 226), having been announced for a third reading,

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 98 }
{ NOES 43 }

Those who voted in the affirmative, were

Adams	Coons	Graeff	Morgan	Seymour
Adler	Costello	Griffith	Nye	Sherer
Ahern	Cotton	Hallock	O'Malley	Smith A R
Allds	Coughtry	Hammond	Patton	Smith J L
Allston	Darrison	Hanford	Phillips	Smith J T
Apgar	Davis	Harris	Phipps	Smith S W
Axtell	DeGraw	Hatch	Plank	Smith W H
Baker	Dickinson	Hitchcock	Platt	Snyder
Bedell	Doughty	Irwin	Rainey	Stevens
Bell	Dusinbery	Kelsey	Remsen	Swarts
Bennet	Ellis	Knipp	Reynolds	Swift
Blackwell	Everett	Landon	Roberts	Thorn
Brill	Fancher	Leggett	Robinson	Traub
Brooks	Fish	Lewis M E	Rodenbeck	Vacheron
Bryan	Fisher	Lewis T D	Rogers	Waite
Burnett	Fordyce	Mains	Ross	Walrath
Cadin	Fowler	Mansfield	Ruehl	Weber
Conger	Galbraith	Marson	Salyerds	Weekes
Cook	Gardiner R	McMillan	Schneider	Wilson H
Cooley	Gardner C J	McQuade		

Those who voted in the negative, were

Baum	Egan	Holsten	McInerney	Rider
Bradley	Fitzgerald	Honeck	McKeown	Sanders
Burns	Fitzpatrick	Hyman	Meister	Scanlon
Daly	Frisbie	Juengst	O'Connell	Smith J E
Delaney	Geoghan	Kaiser	Poth	Sullivan
Dempsey	Halpin	Keenan	Prince	Ulmann
Dickey	Harburger	Kelly	Reilley	Van Name
Dooling	Hasenflug	Lynn	Richter	Wilson W H
Duross	Hawkins	Mathews		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 148) entitled "An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace of the notice of her intention to commence an action against the city of New York for damages for personal injuries and of the time and place at which the injuries were received" (Int. No. 148), having been announced for a third reading,

On motion of Mr. W. H. Wilson, said bill was laid aside and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the resolution offered by Mr. Van Name, January 28, 1901, relative to Governor's Island.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Remsen offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill (No. 275), entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single law all existing and special laws affecting public interests in the city of Brooklyn,' as amended by chapter 702 of the Laws of 1897, as amended by chapter 583 of the Laws of 1900, relating to the department of parks" (Rec. No. 23), and that the same be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Remsen, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Mr. W. H. Wilson offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 29), entitled "An act to legalize the filing with the corporation counsel of the city of New York by Margaret J. Wallace of the notice of her intention to commence an action against the city of New York for damages for personal injuries and of the time and place at which the injuries were received." (Rec. No. 10.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. W. H. Wilson, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. W. H. Wilson, and by unanimous consent, said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }
 { NOES 3 }

Those who voted in the affirmative, were

Adams	Daly	Hanford	McInerney	Ross
Adler	Darrison	Harburger	McKeown	Ruehl
Ahern	DeGraw	Hasenflug	McQuade	Sanders
Allds	Dempsey	Hatch	Meister	Scanlon
Allston	Dickey	Hawkins	Morgan	Schneider
Axtell	Dickinson	Henry	Nye	Seymour
Babcock	Dooling	Hitchcock	O'Brien	Smith A R
Baker	Duross	Honeck	O'Connell	Smith J E
Baum	Dusinbery	Hyman	O'Malley	Smith J L
Bedell	Egan	Irwin	Patton	Smith J T
Bell	Everett	Juengst	Phillips	Smith W H
Bennet	Fish	Kaiser	Phipps	Snyder
Bradley	Fisher	Keenan	Plank	Stevens
Brill	Fitzgerald	Kelly	Platt	Swarts
Brooks	Fordyce	Kelsey	Price	Thorn
Bruckner	Frisbie	Knipp	Prince	Traub
Bryan	Galbraith	Landon	Reilley	Ulmann
Burns	Gardiner R	Leggett	Remsen	Vacheron
Cadin	Gardner C J	Lewis T D	Richter	Waite
Conger	Graeff	Lynn	Rider	Walrath
Cook	Griffith	Mains	Roberts	Weber
Costello	Hallock	Marson	Robinson	Wilson H
Cotton	Hammond	Mathews	Rodenbeck	Wilson W H
Coughtry				

Those who voted in the negative, were

Cooley	Davis	Rogers
--------	-------	--------

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent,

Mr. DeGraw introduced a bill entitled "An act in relation to old charges upon real estate embracing taxes and assessments levied more than twenty years prior to December 31, 1901" (Int. No. 730), which was read the first time and referred to the committee on banks.

Mr. Morgan offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on revision be discharged from the further consideration of the bill (No. 545) entitled "Concurrent resolution proposing amendment to article 8, section 10, of the Constitution, relating to counties, cities and towns not to give or loan money or credit; limitation of indebtedness." (Int. No. 310.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a third reading,

Mr. Morgan moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

Page 1, lines 1, and 2, strike out the words "the article and section" and insert the words "section ten of article eight."

Page 2, line 1, after the word "prevent" insert the word "any."

Page 3, line 4, strike out the word "after" and insert the word "of."

Same page, line 11, strike out the word "hereafter," and after the word "city" insert the word "are."

Same page, lines 11 and 12, strike out the words "shall become."

Same page, line 12, after the words "of a county" insert "or whenever any city shall include within its boundaries more than one county;" also, after words "power of" insert the word "any;" also, strike out the word "the" where it appears last time; also, before the word "to" insert the words "wholly included within such city."

Same page, line 13, after the word "county" insert the word "heretofore;" also, strike out the words "at that time."

Same page, line 14, after the word "not" insert a comma and the words "for the purposes of this section;" also, after the word "be" insert the word "reckoned;" also, strike out the word "included."

Amend the title to read as follows:

"Concurrent resolution of the senate and assembly proposing an amendment to section ten of article eight of the constitution, relating to the limitation of indebtedness of counties, cities, towns and villages, by excepting the city of New York from the provisions of said section after the first day of January nineteen hundred and four."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fish, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Platt offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on Soldiers and Sailors' Home be, and they hereby are, directed to visit the Soldiers and Sailors' Home, at Bath, and Womans Relief Corp Home, at Oxford, for the purpose of examining the condition and wants of the institutions, and to make such recommendations to the Legislature as in their judgment may be deemed for the interest of the State, and; therefore, be it

Resolved, That the sum of six hundred dollars or so much thereof as may be necessary be, and hereby is, payable out of the contingent fund of the legislature to meet the expenses thereof.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 113 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	Mathews	Robinson
Adler	Davis	Hanford	McKeown	Rogers
Ahern	DeGraw	Harris	McMillan	Ross
Allds	Delaney	Hasenflug	McQuade	Ruehl
Allston	Dempsey	Hatch	Meister	Sanders

Axtell	Dickinson	Hawkins	Morgan	Scanlon
Babcock	Dooling	Hitchcock	Nye	Seymour
Baker	Doughty	Holsten	O'Brien	Sherer
Bedell	Dusinbery	Honeck	O'Connell	Smith J E
Bell	Egan	Irwin	O'Malley	Smith S W
Bennet	Ellis	Juengst	Patton	Smith W H
Blackwell	Fancher	Kaiser	Phillips	Stevens
Bradley	Fish	Keenan	Plank	Sullivan
Brooks	Fisher	Kelly	Platt	Swift
Bruckner	Fitzgerald	Knipp	Price	Traub
Bryan	Fordyce	Landon	Rainey	Treat
Burns	Fowler	Leggett	Reilly	Ulmann
Cadin	Frisbie	Lewis M E	Reynolds	Vacheron
Cook	Gardiner R	Lewis T D	Richter	Waite
Cooley	Gardner C J	Lynn	Rierdon	Weber
Coons	Geoghan	Mains	Roberts	Weekes
Cotton	Griffith	Mansfield	Rodenbeck	Wilson H
Coughtry	Hallock	Marson		

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That the Legislature meet in joint session in the Assembly Chamber on Wednesday February 13th, at twelve o'clock noon for the purpose of electing a Superintendent of Public Instruction in the place of Hon. Charles R. Skinner, whose term of office is about to expire and also for the purpose of electing a Regent of the University in the place of Hon. Hamilton Harris, deceased.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 484) entitled "An act to amend chapter 594 of the Laws of 1899, making special provision for the payment of the bonds issued by the boards of supervisors of Rensselaer and Albany counties, on account of turnpikes, plank roads and bridges" (Int. No. 67), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Allds the House adjourned.

FRIDAY, FEBRUARY 8, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Geo. W. Furbeck.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Ahern introduced a bill entitled "An act requiring that all paving, reflagging of the streets, avenues and public places of cities of the State be done by day's work, and that none but citizens and residents be employed" (Int. No. 731), which was read the first time and referred to the committee on affairs of cities.

Mr. Baker introduced a bill entitled "An act to provide for the establishment of a normal manual training school, in the village of Elbridge, in the county of Onondaga" (Int. No. 732), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act providing for the construction of a new steel bridge at Oswego street, over the canal known as the side cut, in the village of Baldwinsville, Onondaga county, and the necessary repairs to the existing abutments and approaches thereto and making an appropriation therefor" (Int. No. 733), which was read the first time and referred to the committee on ways and means.

Mr. Bedell introduced a bill entitled "An act for the improvement of street surface transit in cities, towns and villages" (Int. No. 734), which was read the first time and referred to the committee on railroads.

Mr. Bell introduced a bill entitled "An act to authorize a further appropriation for the maintenance of the Metropolitan Museum of Art in the Central Park in the city of New York" (Int. No. 735), which was read the first time and referred to the committee on affairs of cities.

Mr. Burnett introduced a bill entitled "An act to provide office and library facilities at the New York Agricultural Experiment Station, and making an appropriation therefor" (Int. No. 736), which was read the first time and referred to the committee on ways and means.

Mr. Burns introduced a bill entitled "An act to amend the Greater New York charter, in relation to setting apart certain piers in the borough of Manhattan for recreative purposes" (Int. No. 737), which was read the first time and referred to the committee on affairs of cities.

Mr. Doughty introduced a bill entitled "An act to regulate the price of gas in the borough of Queens, in the city of New York" (Int. No. 738), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Cooley introduced a bill entitled "An act to amend section 1 of title 5 and section 1 of title 4 of chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Portchester'" (Int. No. 739), which was read the first time and referred to the committee on affairs of villages.

Mr. Cotton introduced a bill entitled "An act to amend section 2 of chapter 633 of the Laws of 1895, entitled 'An act to regulate and determine the procedure in actions and proceedings relating to the title to or possession of goods, wares and merchandise on storage in warehouses,' relative to a party defendant in an action" (Int. No. 740), which was read the first time and referred to the committee on general laws.

Mr. Doughty introduced a bill entitled "An act to amend the County Law, relative to docks and bulkheads in certain towns" (Int. No. 741), which was read the first time and referred to the committee on internal affairs.

Mr. Dusenbury introduced a bill entitled "An act to provide for the erection of a suitable monument to the memory of Lieutenant John Graham and his comrades of the militia, who were massacred by the Indians at Grahamsville, Sullivan county, New York, in the year 1778, and making an appropriation therefor" (Int. No. 742), which was read the first time and referred to the committee on ways and means.

Mr. C. J. Gardner introduced a bill entitled "An act to amend the Code of Civil Procedure in relation to the petition by an executor or administrator for the judicial settlement of his accounts" (Int. No. 743), which was read the first time and referred to the committee on codes.

Mr. Matthews introduced a bill entitled "An act to amend the Greater New York charter by requiring the board of docks a

pier for recreation purposes at the foot of Noble street, in the borough of Brooklyn" (Int. No. 744), which was read the first time and referred to the committee on affairs of cities.

Mr. Meister introduced a bill entitled "An act to amend the Legislative Law, relative to the printing of messages and reports to the Legislature" (Int. No. 745), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to repeal chapter 686 of the Laws of 1900, entitled 'An act to provide for the organization of the Mather Power Bridge Company, and to permit experiments and the erection of a power bridge for developing the power of the Niagara river, at the city of Buffalo, upon plans to be approved by the New York State Engineer and Surveyor, and the United States War Department to protect navigation'" (Int. No. 746), which was read the first time and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to amend the Railroad Law, relative to the employment of an additional motorman on electric and cable cars" (Int. No. 747), which was read the first time and referred to the committee on railroads.

Mr. W. H. Smith introduced a bill entitled "An act to amend chapter 665 of the Laws of 1897, entitled 'An act to lay out and establish and construct a public drive and parkway in the city of New York as an extension of Riverside drive to the Boulevard La Fayette,' relative to the assessment of damages" (Int. No. 748), which was read the first time and referred to the committee on affairs of cities.

Mr. Weekes introduced a bill entitled "An act to amend section 383 of the Code of Civil Procedure, relative to the statute of limitations as to certain actions" (Int. No. 749), which was read the first time and referred to the committee on codes.

Mr. H. Wilson introduced a bill entitled "An act to amend section 9 of chapter 179 of the Laws of 1898, known as the Primary Election Law, by adding a new subdivision providing for election district organizations, in the city of New York, and prescribing duties and powers for the presidents of said associations" (Int. No. 750), which was read the first time and referred to the committee on the judiciary.

Mr. Hatch introduced a bill entitled "An act to amend the Tax Law, relative to corporate franchises" (Int. No. 751), which

was read the first time and referred to the committee on taxation and retrenchment.

Mr. Coughtry introduced a bill entitled "An act to amend the Insurance Law, in relation to mutual title guarantee companies" (Int. No. 752), which was read the first time and referred to the committee on insurance.

Mr. S. W. Smith introduced a bill entitled "An act to amend the County Law, in relation to the power of boards of supervisors to regulate the speed of vehicles upon highways" (Int. No. 753), which was read the first time and referred to the committee on internal affairs.

Mr. Henry introduced a bill entitled "An act to amend the Public Health Law by providing for the appointment of a chief inspector of plumbing and drainage in certain cities" (Int. No. 754), which was read the first time and referred to the committee on public health.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' and the several acts amendatory thereof, in relation to powers of common council to enforce observance of city ordinances" (No. 155, Rec. No. 26), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 710 of the Laws of 1895, entitled 'An act to establish the office of comptroller in the city of Mt. Vernon, providing for the appointment of such officer and defining his rights and duties'" (No. 372, Rec. No. 27), which was read the first time and referred to the committee on affairs of cities.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ross, Int. No. 403, entitled "An act to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for public purposes for said city" (No. 417), reported the following substitute bill:

AN ACT to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for public purposes for said city.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Within ten days after the passage of this act, the mayor of the city of Watervliet shall appoint, by certificate in

writing, signed by him and filed with the city clerk of said city, two water commissioners, who shall with the mayor, constitute the board of water commissioners of the city of Watervliet. The mayor for the time being of said city shall be, ex-officio, the chairman of said board, and shall be entitled to vote on all questions. The city clerk shall within five days from the filing of the certificate of such appointment as above provided for, serve a written notice of such appointment on each of the persons so appointed, by delivering the same to such person, or by leaving the same with some person of suitable age and discretion, at the residence of such appointee. Such commissioners shall hold office until the first day of February, nineteen hundred and three. The successors of such commissioners shall be appointed by the mayor of the city of Watervliet in the same manner as hereinbefore provided, at least twenty days prior to the expiration of the term of office of the retiring commissioners, and shall hold office for the term of two years, and the members of said board shall serve without compensation. No person shall be eligible for the office of water commissioner under this act, unless he be duly qualified to vote at elections held in said city and the holder of real estate in his own name, assessed to him on the last assessment roll. In case of a vacancy occurring caused by death, resignation, removal from the city or otherwise, such vacancy shall be filled by the same authority and in the same manner as the appointment for a full term. Each of said commissioners shall within five days of his appointment and notification thereof as hereinbefore provided, take and file with the city clerk, the constitutional oath of office.

§ 2. At the first meeting of said board of water commissioners, each commissioner having first taken and filed with the city clerk the constitutional oath of office, they shall select, by ballot, some competent and suitable person, other than one of said water commissioners, to be the secretary of said board, whose duty it shall be to record its proceedings in a book for that purpose, and do all such clerical work as by this act is devolved on the board. Said secretary shall before entering upon the discharge of his duties, take and file with the city clerk the constitutional oath of office. The secretary of said board shall receive a salary to be fixed by the board, not exceeding two hundred dollars per year, and he shall hold office at the pleasure of the board.

§ 3. It shall be the duty of the said board of water commissioners to examine and consider all matters relating to supplying the city with a proper supply of pure and wholesome water. They shall have power to employ engineers, surveyors and such other persons as shall be necessary for that purpose, and likewise

examine and ascertain whether it would be practicable for and advantageous to the city to acquire title to the whole or any portion of the plant and system of any existing corporation. They may adopt such plans as in their opinion may be most feasible for procuring such a supply of water for protection against fire and manufacturing and domestic purposes. Such plan shall embrace the necessary lands, rights, easements, buildings, reservoirs, water towers, machinery, pipes, hydrants, supplies and incidentals for such purpose. They shall cause a careful estimate to be made of the cost and expense of the same. The expense of the work and service hereinbefore directed, and also the salary of the secretary of said board of water commissioners, shall be a charge against the city of Watervliet, to be paid by the chamberlain, upon the warrant of the board of water commissioners, from funds to be raised especially for said purpose by the common council of the city of Watervliet by tax upon the taxable property throughout said city, in the same manner that other city taxes are authorized to be levied and collected. And until such time as the city of Watervliet shall own a system of water-works in full operation, the said board of water commissioners are hereby authorized to make contracts not to exceed five years in duration, from time to time, with any existing corporation, at an expense not exceeding ten thousand dollars per annum, for a supply of water to said city for public purposes. It shall be the duty of the common council of said city, upon notification from the board of water commissioners of the fact of such contract or contracts being made, to assess and levy the amount required for the fulfillment of the same in accordance with the provisions of sections four of title four of the charter of the said city of Watervliet.

§ 4. Upon the adoption of a plan as hereinbefore specified, and the completion of the estimate provided for, the said board of water commissioners shall proceed to acquire or to construct and build, or to acquire a portion and to construct and build a portion of, the necessary system of water-works for the city of Watervliet, according to the plan and estimate hitherto adopted by them. They shall have power to contract for, purchase and take by deed, or other instrument under seal, in the name of said city, all lands, streams, water, water rights, or other property, real or personal, or rights therein, situate at any place within the county of Albany and any county adjoining thereto, which may be required for the purpose, and also the right to lay, relay and maintain pipes through lands, and to take, detain or divert water or streams of water which may be required for the purpose, without taking the fee of lands through which the pipes are laid or over which such streams or water flow. They shall have power

to contract for the execution of the work or any part thereof, or the supply of any necessary material. The said board of water commissioners and their servants and agents are authorized to enter upon any lands, streams or water for the purpose of making surveys, and to agree with the owner of any such property or right which may be deemed necessary for the purposes of this act, as to the amount of compensation to be paid such owner. The said board of water commissioners and all acting under their authority shall also have the right to use the ground or soil under any street, highway or road within the city of Watervliet or any adjoining town, for the purpose of introducing water into and through any and all portions of said city of Watervliet, on condition that they shall cause the surface of such street, highway or road to be relaid and restored to its usual state, and the damage done thereto to be repaired, and such rights shall be continuous for the purpose of repairing and relaying water pipes upon like conditions.

§ 5. Whenever said board of water commissioners shall for any reason be unable to agree with the owner or owners of any lands, streams, water, water rights, or other real property, or right, interest or easement therein or appurtenance thereto, which may be required in the acquiring, constructing or maintenance of said system of water-works, as to the value thereof, they shall proceed to obtain the necessary title thereto in the manner provided by title one of chapter twenty-three of the code of civil procedure, known as the condemnation law.

§ 6. Said water-works, or any portion thereof as under the provisions of the plan adopted and accepted it will be necessary to construct, shall be constructed by contract. Said board of water commissioners shall advertise at least once in each week for three successive weeks, in a newspaper published in said city of Watervliet, and also in another newspaper selected by said board of water commissioners, for sealed proposals for the construction of said works, or portion thereof, as the case may be, and furnishing of materials for the same, either under one entire contract, or in parts under several contracts, as they shall deem for the best interests of the city. Said board of water commissioners shall have full discretion as to the acceptance or rejection of all sealed proposals. Every person who shall enter into any contract for the supply of materials or the performance of any work shall give satisfactory security to such board of water commissioners for the faithful performance of his contract according to its terms, and to indemnify and save harmless the said city of Watervliet, and the said board of water commissioners from any and all expense or damage for which it or they may become liable or put to by reason of any negligence or care-

lessness on the part of said contractor, his or their agents, servants or employes, or from improperly guarding any and all excavations, trenches, accumulations or obstructions caused by or made in the prosecution of the work contracted for, or from neglecting or refusing to restore the surface of any highway, street, alley, lane or place through or under which the water pipes shall have been laid, to a proper and safe condition. No commissioner shall be in any way or manner interested, directly or indirectly, in furnishing any material or labor for the construction aforesaid, or in any contract relating thereto.

§ 7. Said board of water commissioners shall have full control of the said system of water-works and everything pertaining thereto, and shall exercise the powers and fulfill the duties connected with and incident to the management of the same, including the making of regulations as to the use of the water, and enforcing the observance thereof by cutting off the use and supply of water. They shall establish a scale of rents to be charged and paid, either in advance or at such time or times as the commissioners shall prescribe, by consumers for the use of the water, and may from time to time, either modify, amend, increase or diminish such rents, and said commissioners and their employes shall be authorized at all times to enter into any building or place where water is used from supply pipes, to examine as to the water, quantity of water used, and the manner of using it.

§ 8. Said water rents shall be paid promptly to the chamberlain of the city, at the times designated by the board of water commissioners, and any and every consumer or user of water who shall be in default in the payment of the aforesaid rent for a period of thirty days shall be at once reported in writing by said chamberlain to said board of water commissioners. The water rents so paid to the chamberlain of the city shall be kept by him in a separate fund, to be known as the "water rent fund," and shall be applied to and used for the payment of the expenses incident to the running and maintenance of the said water-works, to be paid out by the said chamberlain to the respective parties entitled thereto, upon the warrants of the said board of water commissioners. If in any year the entire receipts for water rents shall be more than sufficient to meet such expenditures, then the surplus thereof shall be applied towards the payment of the interest falling due the next following year on the bonds herein-after authorized to be issued.

§ 9. For the purpose of defraying the cost of providing the said city of Watervliet with such system of water works and appurtenances and all rights, property and privileges incident thereto, and for expenses incidental thereto and connected therewith, the bonds of the city of Watervliet to such an extent as

shall be necessary, the whole principal amount, however, not to exceed two hundred and fifty thousand dollars, shall be issued by the common council of said city. Said bonds shall be numbered consecutively and shall be known as the "water bonds of the city of Watervliet." They shall be made of the amount of one thousand dollars each, with coupons attached, and bearing semi-annual interest at the rate of four per centum per annum, payable on the first day of June and December in each year. Said bonds shall be executed by the mayor, under the corporate seal of the city, and countersigned by the city clerk. All of said bonds shall be made payable not more than twenty years from the date of issue, and at such place or places as the common council may by resolution direct. The common council shall by resolution authorize the issue and sale of said bonds at such time or times and in such amount only as the said board of water commissioners shall request. Upon the passage of any resolution authorizing the sale of water bonds, the city chamberlain shall properly advertise for proposals for the purchase of the bonds so authorized to be sold, and shall sell them to the party or parties offering to pay the highest price therefor, not less than par. Upon the sale of said bonds the city chamberlain shall forthwith transmit to the secretary of the board of water commissioners a statement showing the amount of water bonds sold and the amount realized thereon, and the expenses of said sale. He shall also furnish the common council a detailed statement showing the date and number of each bond sold, the prices realized and the name of the purchaser.

§ 10. A sinking fund shall be created on the issuing of the said bonds for their redemption, by raising annually a sum which will produce an amount equal to the sum of the principal and interest of said bonds at their maturity. Such sinking fund shall be created and maintained as follows, namely: Out of the surplus earnings from the operation of the water works system, after the payment of the cost of the operation, management and maintenance of the water works system, and the payment of the interest upon the outstanding water bonds issued by said city pursuant to this act, the board of water commissioners shall, upon and after the issue of any such bonds authorized hereby, create a sinking fund for the redemption and payment of such bonds, principal and interest, at the maturity thereof, by setting apart annually an amount sufficient to produce at the maturity of said bonds a sum equal to the principal and interest then to become due. If and whenever the revenue as above from the water works shall be insufficient to enable the board of water commissioners to provide for the sinking fund requirement and for the interest upon any such water bonds, said board shall report the

fact and the amount of the deficiency to the mayor and common council. It shall thereupon become the duty of the common council to provide for such deficiency and pay the same in the same manner as it may provide for the payment of the principal or interest of other bonded indebtedness of said city. And the common council are hereby authorized to levy and collect the sum necessary in the same manner as other city taxes, and if necessary may make a temporary loan or loans therefor in anticipation of the tax levy.

§ 11. The sinking fund herein provided for and all money belonging thereto shall be kept by the city chamberlain deposited in such bank or banks, trust company or trust companies, and in such savings bank or savings banks, as shall be designated by the common council, and at such rate of interest thereon as may be agreed upon between such banks and trust companies respectively and the city chamberlain, subject also to the approval by the common council. No such deposit in any discount bank or trust company, however, shall at any time be authorized in excess of twenty-five per centum of the capital stock and reported surplus of such bank or trust company. All such deposits shall be made in accounts separate from other city funds and such accounts shall be designated as "Watervliet water board sinking fund." No moneys shall be withdrawn from any such account except upon the warrant of the city chamberlain, authorized by resolution of the common council, and for the payment, redemption or purchase of the bonds or some part thereof, for the redemption of which such sinking fund was created; or for the transfer of such fund or some part thereof to another depository designated or approved therefor by the common council. Any bonds paid, redeemed or purchased shall be at once cancelled and returned with a report thereof to the common council. The funds remaining in said sinking fund at any time, or any part thereof, may, however, be invested by the city chamberlain, upon resolution of the common council, approved by the mayor, in any interest-bearing obligations of the United States or of any municipality of the state of New York, the validity of which shall have been first approved by the city attorney of the city of Watervliet.

§ 12. The expenses of said board of water commissioners, and all indebtedness or contract liability incurred by them under the provisions of this act, shall be paid by the chamberlain of said city of Watervliet upon the warrant of said board of water commissioners. All warrants of said commissioners must be authorized by a vote of a majority of their number, and be signed by the president and secretary thereof. Said board shall on the first

day of May, file with the city clerk, a report for the year ending that day, containing a statement of the following facts:

1. The amount of money in the "water rent fund" at the beginning of the year, and the receipts from all sources during such year.

2. An itemized statement of the claims audited during such year.

3. The improvements and extensions made during such preceding year and the general condition of the water-works.

4. Such other facts as the board deems important for the information of the public, together with such recommendations concerning such water-works as may be deemed proper.

§ 13. All acts and parts of acts inconsistent with the provisions of this act including chapter nine hundred and six of the laws of eighteen hundred and ninety-six, entitled "An act to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for said city" and the acts amendatory thereof and supplemental thereto, are hereby repealed. But the repeal of said acts shall not in any way affect any action or proceeding now pending, or any act performed or right existing prior to the passage of this act, and this act shall be construed as continuing in force, without interruption, any such preceding action or proceeding.

§ 14. This act shall take effect immediately.

OTTO KELSEY,

Chairman.

Which report was agreed to and said substitute bill ordered printed, and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Coughtry, Int. No. 541, entitled "An act to amend chapter 198 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany' as amended by chapter 286 of the Laws of 1891 in relation to building in said city" (No. 588), reported in favor of the passage of the same, with the following amendment:

Page 2, end of line 13, strike out the word "ten" and insert in place thereof the word "eight."

Same page, end of line 16, strike out the word "twenty" and insert in place thereof the word "sixteen."

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Weber, Int. No. 246, entitled "An act to amend the Greater New York charter, relating to the Municipal Court of the city of New York" (No. 246), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Orr, Int. No. 210, entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh', and the several acts amendatory thereof, in relation to powers of common council to enforce observance of city ordinances" (No. 210), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan, Int. No. 105, entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 134 of the Laws of 1888" (No. 105), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. M. E. Lewis, Int. No. 634, entitled "An act to amend chapter 614 of the Laws of 1887, entitled 'An act to establish a police pension fund for the city of Rochester'" (No. 1064), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Orr, Int. No. 211, entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh', and the several acts amendatory thereof, in relation to the supply of water, and assessment and collection of water rents" (No. 211), reported in favor of the passage of the same without amendment, which re-

port was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan, Int. No. 104, entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council" (No. 104), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Davis, Int. No. 624, entitled "An act for the relief of Emil Kunzli of New York city" (No. 691), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McMillan, Int. No. 103, entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 294 of the Laws of 1890, as amended by chapter 190 of the Laws of 1893, as amended by chapter 485 of the Laws of 1900" (No. 103), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Mains, Int. No. 598, entitled "An act to amend chapter 416 of the Laws of 1893, entitled 'An act in relation to the City Court of Yonkers'" (No. 661), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Foley, Rec. No. 9, entitled "An act for the relief of John N. Williamson, assignee of the claim of the Jamaica Electric Light Company, against the

city of New York, for work, labor, services, materials and electric light furnished to the city of New York" (No. 224), reported in favor of the passage of the same, with the following amendment:

Page 1, line 2, after the word "empowered" insert the words "in its discretion."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Stranahan, Rec. No. 4, entitled "An act authorizing the village of Fulton to repay certain moneys expended in its behalf" (No. 65), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Costello, Int. No. 329, entitled "An act to legalize the sale of bonds by the village of Lacona, county of Oswego, and to permit the issue of such bonds in accordance with the terms of such sale" (No. 329), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Phillips, Int. No. 605, entitled "An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers" (No. 668), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Nye, Int. No. 181, entitled "An act to amend section 10 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village'" (No. 181), retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendment:

Page 3, strike out line 4 and insert the following section:

“§ 2. This act shall not be construed as authorizing the sale of any additional bonds, after the aggregate amount issued in pursuance of this act shall be twenty thousand dollars, though the bonds, or any part thereof, so issued, shall have been paid and cancelled.”

“§ 3. This act shall take effect immediately.”

J. SAMUEL FOWLER,

Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Bryan, from the committee on prisons, to which was referred the bill introduced by Mr. Knipp, Int. No. 487, entitled “An act to amend the State Charities Law, relating to the transfer of inmates to the penitentiary, or Elmira, or Eastern New York reformatories” (No. 523), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

“An act to amend the Greater New York charter, relating to the municipal court of the city of New York.” (No. 599, Int. No. 129.)

“An act to amend chapter 135 of the Laws of 1884, relative to the publication of notices of tax sales in the county of Erie.” (No. 582, Int. No. 535.)

“An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians.” (No. 527, Int. No. 491.)

“An act for the relief of Jacob Markey and to ratify and confirm his appointment as a member of the police force of the city of Rochester.” (No. 518, Int. No. 482.)

“An act for the relief of the First Universalist Society of Mount Vernon, N. Y., a religious corporation.” (No. 121, Int. No. 121.)

“An act to amend chapter 357 of the Laws of 1887, in relation to the receiver of taxes and assessments in the town of Cortlandt and village of Peekskill.” (No. 535, Int. No. 499.)

“An act to amend chapter 337 of the Laws of 1893, relative to the appointment of trust companies as guardian, trustee or administrator.” (No. 116, Int. No. 116.)

“An act to change the name of “The Hartshorn Presbyterian

church," in Hornellsville, N. N., to the "Westminster Presbyterian church of Hornellsville, N. Y." (No. 319, Int. No. 319.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 196), entitled "An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York'" (Int. No. 196), reported the same with the following recommendations:

Page 1, line 2, after the word "hundred" insert a comma and the words "entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York.'" "

Same page, line 4, after the figure "4", insert as follows:

"The proceedings to acquire the title in fee to the lands taken as herein provided, shall be the same as those prescribed by law in the matter of opening streets in the city of New York, except that the Department of Highways, by the officer at the head of such department, shall make application in the name of the city of New York, to the Supreme Court of the State of New York, in the Second Judicial Department, for the appointment of three commissioners of appraisers to ascertain and appraise the compensation to be made the owners of or persons interested in the real estate or improvements within the lines of said street or avenue laid out as provided by this act, and upon the confirmation of the report of said commissioners the title to the lands taken for the said Remsen avenue improvement shall vest in the city of New York, as provided for in section 6 of this act."

Same page, line 6, insert a comma after the word "therefor."

Same page, line 7, insert a comma after the word "lands."

Page 2, line 6, after the word "bonds," insert in brackets as follows: "the said department of highways shall fix a district of assessment, according to benefit, upon which."

Same page, line 12, after the word "collected," insert in brackets the word "from."

Amend the title to read as follows:

"An act to amend chapter seven hundred and sixty-five of the laws of nineteen hundred, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds issued for such improvement."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 650), entitled "An act to amend section 1392 of the code of civil procedure in relation to exemption from execution" (Int. No. 323), reported the same with the following recommendations:

Page 1, line 7, strike out the word "term" and insert the word "team" in lieu thereof.

Same page, line 7, strike out the comma before the words "for ninety days."

Page 2, line 4, strike out the comma after the word "article."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 590), entitled "An act to amend the labor law, relating to tenement made articles" (Int. No. 543), reported the same with the following recommendation:

Page 2, line 17, strike out the word "shall" and insert the word "may" in lieu thereof.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 161), entitled "An act to repeal chapter 378 of the laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties'" (Int. No. 161), reported the same with the following recommendation:

Page 2, line 1, strike out the word "abolished" and insert the word "repealed."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed the bills entitled as follows:

"An act to amend chapter 546 of the Laws of 1881, relative to the location of the New York Christian Home for Intemperate Men." (No. 683, Int. No. 475.)

"An act to amend section 2643 of the Code of Civil Procedure, relating to the appointment of administrators with the will annexed, in the case of minors." (No. 649, Int. No. 131.)

"An act to amend chapter 764 of the Laws of 1900, entitled 'An act providing for the opening, extending, laying out and improving of Bedford avenue, in the borough of Brooklyn, in the city of New York,' relative to the apportionment of the cost thereof." (No. 647, Int. No. 193.)

"An act to amend section 3391 of the Code of Civil Procedure, relative to proceedings for the sale of corporate real property." (No. 648, Int. 276.)

"An act to amend the Tax Law, relative to the seal to be attached to taxroll." (No. 682, Int. No. 283.)

"An act to amend the Agricultural Law, relative to small fruit packages and to repeal chapter 509 of the Laws of 1899." (No. 684, Int. No. 406.)

"An act to amend the Greater New York charter, relative to precautions against fire and use of aisles in places of amusement." (No. 646, Int. No. 321.)

Mr. Allds offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk of the Assembly be and hereby is authorized to purchase one set of Birdseye's Revised Statutes, last edition, and one set each of the Session Laws of 1898, 1899 and 1900 for the use of the ways and means committee. The sum of \$30, or so much thereof as may be necessary, is hereby appropriated out of the contingent fund for that purpose.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 114 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hanford	McQuade	Ruehl
Ahern	DeGraw	Harburger	Morgan	Sanders
Allds	Dempsey	Harris	Nye	Scanlon
Allston	Dickey	Hasenflug	O'Brien	Schneider
Axtell	Dickinson	Hawkins	O'Malley	Sherer
Babcock	Dooling	Henry	Orr	Smith A R
Baker	Duross	Hitchcock	Patton	Smith J E
Baum	Dusinbery	Honeck	Phillips	Smith J T
Bell	Egan	Hyman	Phipps	Smith S W
Bennet	Ellis	Juengst	Plank	Smith W H
Bradley	Fancher	Kaiser	Poth	Snyder
Brill	Fish	Keenan	Price	Sullivan
Brooks	Fisher	Kelsey	Prince	Swarts
Bryan	Fitzpatrick	Knipp	Reilley	Swift
Burnett	Fordyce	Leggett	Remsen	Thorn
Burns	Fowler	Lewis M E	Reynolds	Traub
Conger	Galbraith	Lewis T D	Richter	Ulmann
Cook	Gardiner R	Mains	Rierdon	Vacheron
Cooley	Gardner C J	Mansfield	Roberts	Waite
Costello	Geoghan	Marson	Robinson	Weber
Cotton	Graeff	Mathews	Rodenbeck	Wilson H
Coughtry	Hallock	McKeown	Rogers	Wilson W H
Darrison	Hammond	McMillan	Ross	

The bill (No. 411) entitled "An act making an appropriation for paying interest on the canal debt" (Int. No. 397), was read the third time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 130) entitled "An act to permit qualification and examination of dental students engaged in the study of dentistry under private preceptorship on May 12, 1892, who failed to file the certificate required by chapter 528 of the Laws of 1892, under the same conditions as if such certificate had been filed" (Int. No. 130), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading.

On motion of Mr. Darrison, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 622) entitled "An act to provide for rebuilding and equipping the State normal and training school at Fredonia, and making an appropriation therefor" (Int. No. 567), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 299) entitled "An act to amend the Public Health Law, creating a State Department of Public Health and the office of Commissioner of Health, and abolishing the State Board of Health" (Int. No. 299), having been announced for a second reading,

Mr. Kelsey moved to amend said bill as follows:

Page 4, line 26, after the period insert the following: "He shall designate in writing, one of his assistants, who shall possess the powers and perform the duties of commissioner of health during his absence or inability to act, or during a vacancy in the office."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kelsey, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Kelsey, said bill was ordered reprinted and placed on the order of third reading, and referred to the committee on revision.

The bill (No. 536) entitled "An act to provide for the extraordinary repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State" (Int. No. 500), was read the second time.

On motion of Mr. T. D. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 383) entitled "An act to amend chapter 46 of the Laws of 1873, passed March 5, 1873, and entitled 'An act to provide for the laying out, improvement and preservation of burial grounds in the several towns of the State'" (Int. No. 368), having been announced for a second reading,

On motion of Mr. McKeown, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 629) entitled "An act authorizing the county clerk to act as public administrator in counties where the office of

county treasurer has been abolished" (Int. No. 574), having been announced for a second reading,

On motion of Mr. Van Name, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 264) entitled "An act to amend chapter 240 of the Laws of 1897, entitled 'An act to amend chapter 255 of the Laws of 1890, entitled An act to amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 353 of the Laws of 1892, entitled 'An act to further amend chapter 345 of the Laws of 1888, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' and to further amend chapter 255 of the Laws of 1890, entitled 'An act to amend chapter 345 of the Laws of 1848, entitled An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads'" (Rec. No. 16), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The bill (No. 685) entitled "An act relative to the system of taxation for working and repairing highways in certain towns in the State" (Int. No. 671), was read the second time.

On motion of Mr. Traub, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 372) entitled "An act to amend the County Law, constituting chapter 18 of the general laws, relating to salaries of the county judge and surrogate of Fulton county" (Int. No. 357), was read the second time.

On motion of Mr. Harris, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 126) entitled "An act to repeal chapter 234 of the Laws of 1876, entitled 'An act in relation to the collection of taxes in the towns of North Hempstead and Oyster Bay, in the county of Queens,' and the various acts amendatory

thereof or supplemental thereto " (Rec. No. 19), having been announced for a second reading,

On motion of Mr. Weekes, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 9) entitled "An act to amend section 2670 of the Code of Civil Procedure, relative to the appointment of a temporary administrator in the Surrogate's Court " (Rec. No. 6), was read the second time.

On motion of Mr. Duross, said bill was placed on the order of third reading.

The Senate bill (No. 288) entitled "An act to amend section 2675 of the Code of Civil Procedure, relative to the powers of a temporary administrator as to real property in Surrogate's Court " (Rec. No. 14), was read the second time.

On motion of Mr. Duross, said bill was placed on the order of third reading.

The bill (No. 231) entitled "An act to amend chapter 16 of the general laws of the State, entitled ' the Military Code,' amended by chapter 601, Laws of the State of 1898, chapters 245, 507 and 508 of the Laws of 1899, and chapter 746 of the Laws of 1900 " (Int. No. 231), was read the second time.

On motion of Mr. Henry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 232) entitled "An act to amend the Executive Law, relating to public printing " (Int. No. 232), was read the second time.

On motion of Mr. Henry, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 230) entitled "An act to amend chapter 220 of the Laws of 1895, entitled 'An act to enable veterans to participate in the exercise of Memorial day ' " (Rec. No. 7), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hatch	Meister	Sanders
Adler	Darrison	Henry	Nye	Scanlon
Ahern	Davis	Hitchcock	O'Connell	Schneider
Allds	Delaney	Holsten	O'Malley	Seymour
Allston	Dempsey	Honeck	Patton	Sherer
Apgar	Dickey	Hyman	Phillips	Smith A R
Axtell	Dooling	Irwin	Plank	Smith J E
Babcock	Duross	Juengst	Poth	Smith J L
Baker	Egan	Kaiser	Price	Smith S W
Baum	Ellis	Keenan	Prince	Smith W H
Bedell	Fancher	Kelly	Rainey	Stevens
Bell	Fitzpatrick	Kelsey	Reilley	Sullivan
Bennet	Fowler	Knipp	Remsen	Swarts
Blackwell	Galbraith	Landon	Reynolds	Traub
Bradley	Gardiner R	Leggett	Rider	Treat
Brill	Geoghan	Lewis M E	Richter	Ulmann
Burnett	Graeff	Lewis T D	Roberts	Van Name
Burns	Griffith	Lynn	Robinson	Waite
Conger	Halpin	Mansfield	Rodenbeck	Weber
Cook	Hammond	Marson	Ross	Weekes
Coons	Hanford	Mathews	Ruehl	Wilson H
Cotton	Harburger	McKeown	Salyerds	Wilson W H
Coughtry	Harris	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 426) entitled "An act to amend the Forest, Fish and Game Law, in relation to the protection of wild moose, elk, caribou and antelope, and also providing for restocking the Adirondack region with wild moose, and making an appropriation therefor" (Int. No. 127), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cooley	Gardiner R	McInerney	Scanlon
Adler	Coons	Graeff	McMillan	Schneider
Ahern	Costello	Hallock	McQuade	Seymour
Allds	Cotton	Halpin	Meister	Sherer
Allston	Daly	Hanford	Nye	Smith A R
Apgar	Darrison	Harburger	O'Connell	Smith J E
Axtell	Davis	Hasenflug	O'Malley	Smith J L
Babcock	Delaney	Hawkins	Phillips	Smith J T
Baker	Dempsey	Hitchcock	Phipps	Smith S W
Baum	Dickinson	Honeck	Poth	Smith W H
Bedell	Dooling	Irwin	Price	Stevens
Bell	Doughty	Juengst	Prince	Swarts
Bennet	Dusinbery	Kelly	Rainey	Thorn
Blackwell	Egan	Kelsey	Reilley	Treat
Bradley	Ellis	Knipp	Remsen	Vacheron
Brill	Fish	Landon	Richter	Van Name
Brooks	Fisher	Leggett	Rider	Waite
Bruckner	Fitzgerald	Lewis M E	Roberts	Weber
Burnett	Fitzpatrick	Lynn	Rodenbeck	Weekes
Burns	Fowler	Mains	Rogers	Wilson H
Cadin	Frisbie	Mansfield	Ruehl	Wilson W H
Conger	Gardner C J	Mathews	Salyerds	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 49) entitled "An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine into the facts concerning the services claimed to have been rendered by Charles J. Weiss, William A. Sheldon, Joseph Quinn, Patrick, J. McEvily and Stephen J. Hanley, in the department of taxes and assessments in the city of New York, in the year 1899" (Int. No. 49), having been announced for a third reading,

On motion of Mr. Egan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 106) entitled "An act to permit the payment of certain assessments for street improvemens in the city of Schenectady upon certain terms and directing the repayment of certain moneys paid for assessments" (Int. No. 106), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 105 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Conger	Griffith	McKeown	Rogers
Adler	Cooley	Hallock	McMillan	Ruehl
Ahern	Coons	Hammond	McQuade	Sanders
Allds	Cotton	Hanford	Meister	Schneider
Allston	Coughtry	Harris	Morgan	Sherer
Apgar	Darrison	Hasenflug	O'Brien	Smith A R
Axtell	DeGraw	Hawkins	O'Connell	Smith J E
Babcock	Dempsey	Henry	O'Malley	Smith J T
Baker	Dickinson	Hitchcock	Patton	Smith S W
Baum	Dooling	Honeck	Phillips	Snyder
Bedell	Durosa	Irwin	Phipps	Sullivan
Bell	Egan	Kelsey	Platt	Swarts
Bennet	Ellis	Knipp	Poth	Thorn
Blackwell	Everett	Landon	Price	Traub
Bradley	Fish	Leggett	Prince	Ulmann
Brill	Fisher	Lewis M E	Rainey	Vacheron
Brooks	Fitzpatrick	Lewis T D	Remsen	Waite
Bruckner	Fowler	Lynn	Reynolds	Weber
Bryan	Galbraith	Mains	Roberts	Weekes
Burnett	Gardiner R	Mansfield	Robinson	Wilson H
Cadin	Geoghan	Marson	Rodenbeck	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 101) entitled "An act to authorize the city of Schenectady to borrow money and issue the bonds of said city, therefor for the purpose of paying certain indebtedness of said city" (Int. No. 101), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Halpin	McInerney	Robinson
Ahern	DeGraw	Hanford	McMillan	Rodenbeck
Allds	Delaney	Harburger	McQuade	Rogers
Allston	Dickey	Harris	Morgan	Ross
Apgar	Dickinson	Hatch	Nye	Ruehl
Axtell	Dooling	Hawkins	O'Brien	Salyerds
Babcock	Doughty	Henry	O'Connell	Scanlon
Baum	Duross	Hitchcock	O'Malley	Seymour
Bedell	Dusinbery	Holsten	Orr	Sherer
Bennet	Egan	Honeck	Patton	Smith A R
Blackwell	Everett	Hyman	Phillips	Smith J E
Brill	Fancher	Irwin	Phipps	Smith J T
Brooks	Fish	Juengst	Plank	Smith S W
Bryan	Fisher	Kaiser	Platt	Smith W H
Burnett	Fitzpatrick	Keenan	Poth	Stevens
Cadin	Fordyce	Kelsey	Price	Swarts
Conger	Fowler	Knipp	Prince	Thorn
Cooley	Frisbie	Landon	Rainey	Treat
Coons	Galbraith	Leggett	Remsen	Vacheron
Costello	Gardner C J	Lewis M E	Reynolds	Van Name
Cotton	Geoghan	Mains	Richter	Weber
Coughtry	Graeff	Mansfield	Rider	Weekes
Daly	Griffith	Mathews	Rierdon	Wilson W H
Darrison	Hallock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 102) entitled "An act to authorize the city of Schenectady to borrow money and to issue the bonds of said city,

therefor, for the purpose of paying the indebtedness of the fire department of said city " (Int. No. 102), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Adler	Delaney	Hanford	Marson	Robinson
Ahern	Dickey	Harburger	Mathews	Rodenbeck
Allston	Dickinson	Harris	McKeown	Rogers
Apgar	Dooling	Hasenflug	McMillan	Ruehl
Axtell	Doughty	Hatch	McQuade	Salyerds
Babcock	Duross	Hawkins	Meister	Sanders
Baum	Dusinbery	Henry	Morgan	Scanlon
Bedell	Egan	Hitchcock	Nye	Seymour
Bennet	Everett	Holsten	O'Brien	Sherer
Blackwell	Fancher	Honeck	O'Malley	Smith J E
Bradley	Fish	Hyman	Orr	Smith J L
Brooks	Fitzgerald	Irwin	Patton	Smith S W
Bryan	Fitzpatrick	Juengst	Phillips	Snyder
Burnett	Fordyce	Kaiser	Plank	Stevens
Burns	Fowler	Kelly	Platt	Swarts
Conger	Frisbie	Kelsey	Price	Thorn
Cook	Galbraith	Knipp	Prince	Traub
Cooley	Gardiner R	Landon	Rainey	Ulmann
Costello	Gardner C J	Leggett	Reilley	Vacheron
Cotton	Geoghan	Lewis M E	Remsen	Waite
Coughtry	Griffith	Lewis T D	Reynolds	Weber
Darrison	Hallock	Mains	Rider	Weekes
Davis	Halpin	Mansfield	Rierdon	Wilson W H
DeGraw	Hammond			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 230) entitled "An act to repeal chapter 750 of the Laws of 1900, entitled 'An act in relation to the licensing, the peddling or selling merchandise in the villages of Cold Spring

and Nelsonville" (Int. No. 230), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ **AYES** 109 }
 { **NOES** 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McKeown	Ross
Adler	Darrison	Hanford	McMillan	Ruehl
Ahern	DeGraw	Harris	Meister	Sanders
Allston	Delaney	Hatch	Morgan	Scanlon
Apgar	Dickey	Hawkins	Nye	Schneider
Babcock	Dooling	Henry	O'Connell	Sherer
Baker	Doughty	Hitchcock	O'Malley	Smith A R
Baum	Dusinbery	Holsten	Patton	Smith J E
Bedell	Egan	Honeck	Phillips	Smith J L
Bennet	Everett	Hyman	Phipps	Smith S W
Blackwell	Fancher	Irwin	Platt	Smith W H
Bradley	Fisher	Juengst	Poth	Stevens
Brill	Fitzpatrick	Kaiser	Price	Sullivan
Brooks	Fordyce	Keenan	Rainey	Swift
Bryan	Fowler	Kelsey	Reilley	Thorn
Burnett	Frisbie	Knipp	Richter	Treat
Burns	Gardiner R	Leggett	Rider	Vacheron
Conger	Gardner C J	Lewis M E	Rierdon	Waite
Cook	Geoghan	Lewis T D	Roberts	Weber
Coons	Graeff	Mains	Robinson	Wilson H
Costello	Hallock	Mansfield	Rodenbeck	Wilson W H
Cotton	Halpin	Mathews	Rogers	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 548) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego lake" (Int. No. 391), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney	Hanford	McMillan	Salyerds
Ahern	Dempsey	Harburger	Meister	Sanders
Allds	Dickey	Hasenflug	Morgan	Scanlon
Allston	Dickinson	Hatch	O'Brien	Schneider
Apgar	Dooling	Hawkins	O'Connell	Seymour
Axtell	Doughty	Hitchcock	O'Malley	Sherer
Babcock	Duross	Holsten	Orr	Smith J E
Baker	Dusinbery	Hyman	Patton	Smith J L
Baum	Egan	Irwin	Phillips	Smith J T
Bell	Ellis	Juengst	Plank	Smith S W
Bennet	Everett	Kaiser	Poth	Smith W H
Blackwell	Fancher	Keenan	Price	Snyder
Brill	Fish	Kelly	Prince	Stevens
Bruckner	Fisher	Kelsey	Rainey	Swarts
Bryan	Fitzgerald	Knipp	Reilley	Swift
Burns	Fitzpatrick	Landon	Remsen	Thorn
Cadin	Fordyce	Leggett	Reynolds	Treat
Cook	Fowler	Lewis T D	Rider	Ulmann
Cooley	Gardiner R	Lynn	Rierdon	Van Name
Costello	Geoghan	Mains	Roberts	Waite
Coughtry	Graeff	Mansfield	Rodenbeck	Walrath
Daly	Griffith	Marson	Rogers	Weekes
Davis	Hallock	McInerney	Ross	Wilson H
DeGraw	Hammond	Mathews	Ruehl	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 596) entitled "An act to reappropriate money for repairing armory at Oswego, as provided by chapter 569 of the Laws of 1899" (Int. No. 331), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Harburger	McQuade	Sanders
Adler	Darrison	Harris	Meister	Scanlon
Ahern	Davis	Hatch	Nye	Schneider
Allds	DeGraw	Hawkins	O'Connell	Seymour
Allston	Dempsey	Hitchcock	O'Malley	Smith A R
Axtell	Dickinson	Holsten	Patton	Smith J L
Babcock	Dooling	Honeck	Phillips	Smith J T
Baker	Doughty	Hyman	Plank	Smith W H
Baum	Dusinberg	Juengst	Platt	Snyder
Bell	Egan	Kaiser	Poth	Stevens
Bennet	Everett	Keenan	Prince	Sullivan
Blackwell	Fancher	Kelly	Rainey	Swarts
Bradley	Fish	Kelsey	Reilley	Thorn
Brill	Fitzgerald	Landon	Remsen	Traub
Brooks	Fitzpatrick	Leggett	Reynolds	Treat
Bruckner	Fordyce	Lewis T D	Richter	Ulmann
Burnett	Galbraith	Lynn	Rider	Van Name
Cadin	Gardiner R	Mains	Rierdon	Waite
Conger	Geoghan	Mansfield	Roberts	Walrath
Cooley	Graeff	Marson	Rodenbeck	Weekes
Coons	Hallock	Mathews	Rogers	Wilson W H
Cotton	Halpin	McKeown	Ruehl	
Coughtry	Hanford	McMillan	Salyerds	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 597) entitled "An act to reappropriate money for the erection of a State armory in the village of Medina, Orleans county, as provided by chapter 503 of the Laws of 1899" (Int. No. 369), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Mansfield	Rodenbeck
Adler	Coughtry	Griffith	Marson	Rogers
Ahern	Darrison	Halpin	McInerney	Ruehl
Allds	Davis	Hammond	McKeown	Salyerds
Allston	DeGraw	Hanford	McQuade	Scanlon
Apgar	Dempsey	Harris	Meister	Schneider
Axtell	Dickinson	Hasenflug	Morgan	Seymour
Babcock	Dooling	Hatch	Nye	Sherer
Baker	Doughty	Hawkins	O'Brien	Smith A R
Bedell	Duross	Hitchcock	O'Connell	Smith J E
Bell	Egan	Holsten	O'Malley	Smith J T
Bennet	Ellis	Honeck	Patton	Smith S W
Blackwell	Everett	Hyman	Phipps	Smith W H
Bradley	Fancher	Irwin	Plank	Stevens
Brill	Fish	Kaiser	Platt	Sullivan
Brooks	Fisher	Keenan	Price	Swift
Bruckner	Fitzgerald	Kelly	Prince	Traub
Bryan	Fordyce	Kelsey	Reilley	Treat
Burns	Fowler	Knipp	Remsen	Ulmann
Cadin	Frisbie	Landon	Richter	Van Name
Conger	Galbraith	Lewis M E	Rider	Waite
Cook	Gardiner R	Lewis T D	Roberts	Weber
Cooley	Gardner C J	Lynn	Robinson	Wilson H
Costello	Geoghan	Mains		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 3) entitled "An act to amend the Primary Election Law, relative to filling vacancies in nominations" (Rec. No. 3), having been announced for a third reading,

On motion of Mr. Frisbie, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 281) entitled "An act to confirm ratify and legalize certain assessments for local improvement in the city of Little Falls known as grading of Whited street in said city" (Rec. No. 15), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney	Harburger	McKeown	Rogers
Adler	Dickey	Harris	McMillan	Ross
Ahern	Dooling	Hasenflug	McQuade	Salyerds
Allds	Duross	Hatch	Meister	Sanders
Allston	Doughty	Hawkins	Morgan	Scanlon
Axtell	Egan	Henry	Nye	Schneider
Babcock	Ellis	Hitchcock	O'Brien	Sherer
Baker	Everett	Honeck	O'Connell	Smith A R
Baum	Fancher	Irwin	Orr	Smith J E
Bedell	Fish	Juengst	Patton	Smith J L
Bennet	Fisher	Keenan	Phillips	Smith S W
Bradley	Fitzgerald	Kelly	Phipps	Smith W H
Brill	Fitzpatrick	Kelsey	Plank	Snyder
Brooks	Fordyce	Knipp	Platt	Sullivan
Bryan	Fowler	Landon	Poth	Swift
Burns	Frisbie	Leggett	Price	Thorn
Cadin	Galbraith	Lewis M E	Prince	Treat
Conger	Gardiner R	Lewis T D	Rainey	Ulmann
Cooley	Gardner C J	Lynn	Remsen	Vacheron
Coons	Graeff	Mains	Reynolds	Waite
Costello	Hallock	Mansfield	Rider	Walrath
Cotton	Halpin	Marson	Rierdon	Weber
Daly	Hammond	Mathews	Roberts	Wilson H
Darrison	Hanford	McInerney	Rodenbeck	Wilson W H
DeGraw				

Ordered, That the Clerk return said bill to the Senate, with a with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 275) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single law all existing and special laws affecting public interests in the city of Brooklyn,' as amended by chapter 702 of the Laws of 1897, as amended by chapter 583 of the Laws of 1900, relating to the department of parks" (Rec. No. 23), was read the third

time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	Mansfield	Robinson
Adler	Darrison	Halpin	Mathews	Rodenbeck
Ahern	Davis	Hammond	McInerney	Ross
Allds	DeGraw	Hanford	McKeown	Salyerds
Allston	Delaney	Harris	McMillan	Scanlon
Apgar	Dempsey	Hasenflug	Meister	Seymour
Axtell	Dickinson	Hatch	Morgan	Sherer
Babcock	Dooling	Hawkins	O'Brien	Smith J E
Baker	Doughty	Henry	O'Connell	Smith J T
Baum	Dusinbery	Hitchcock	O'Malley	Smith S W
Bedell	Egan	Holsten	Orr	Snyder
Bell	Everett	Honeck	Patton	Stevens
Bennet	Fancher	Hyman	Phipps	Sullivan
Bradley	Fish	Irwin	Platt	Swift
Brill	Fisher	Juengst	Poth	Thorn
Brooks	Fitzgerald	Kaiser	Price	Traub
Bryan	Fitzpatrick	Keenan	Prince	Ulmann
Burnett	Fowler	Kelsey	Rainey	Vacheron
Cadin	Frisbie	Knipp	Reilley	Waite
Conger	Galbraith	Leggett	Reynolds	Walrath
Cook	Gardiner R	Lewis M E	Richter	Weber
Coons	Gardner C J	Lynn	Rider	Wilson H
Cotton	Graeff	Mains	Roberts	Wilson W H
Coughtry	Griffith			

Ordered, That the Clerk return said bill to the Senate, with a with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Allds the House adjourned.

MONDAY, FEBRUARY 11, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Abner H. Lucas.

On motion of Mr. Kelsey, the reading of the journal of Friday, February 8, 1901, was dispensed with, and the same was approved.

Leave of absence was granted Mr. Dusenberry, indefinitely, and to Messrs. Blackwell and Leggett, until Tuesday.

Mr. Henry introduced a bill entitled "An act to amend the Public Health Law, by providing for the appointment of a chief inspector of plumbing and drainage in certain cities" (Int. No. 754), which was read the first time, and referred to the committee on public health.

Mr. Bedell introduced a bill entitled "An act to amend the Railroad Law, in relation to extensions of time to construct road" (Int. No. 755), which was read the first time, and referred to the committee on railroads.

Mr. McInerney introduced a bill entitled "An act to amend chapter 90 of the Laws of 1884, entitled 'An act regulating the pilotage of the port of New York,' relative to fees for piloting" (Int. No. 756), which was read the first time, and referred to the committee on commerce and navigation.

Mr. Rider introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for squirrels and rabbits, woodcock and grouse in the county of Greene" (Int. No. 757), which was read the first time, and referred to the committee on fisheries and game.

Mr. Reynolds introduced a bill entitled "An act to regulate proceedings of the board of supervisors of Rensselaer county" (Int. No. 758), which was read the first time, and referred to the committee on internal affairs.

Also, a bill entitled "An act to make the office of sheriff of Rensselaer county a salaried office, in part, and regulating the management of said office" (Int. No. 759), which was read the first time, and referred to the committee on internal affairs.

Mr. W. H. Smith introduced a bill entitled "An act to enable

the fire commissioner of the city of New York to reappoint William H. Kleinfelder, an ex-fireman, who resigned from the fire department of said city in the year 1891" (Int. No. 760), which was read the first time, and referred to the committee on affairs of cities.

Mr. S. W. Smith introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to actions causing death of a decedent" (Int. No. 761), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Code of Civil Procedure, in relation to the statute of limitations against claims of executors and administrators" (Int. No. 762), which was read the first time, and referred to the committee on codes.

Mr. O'Brien introduced a bill entitled "An act to amend the Tax Law, relating to the preparation of assessment-rolls and the duties of collectors" (Int. No. 763), which was read the first time, and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Highway Law, relative to county supervision of highways" (Int. No. 764), which was read the first time, and referred to the committee on internal affairs.

Mr. Weekes introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to appeals in actions upon a bond or undertaking" (Int. No. 765), which was read the first time, and referred to the committee on codes.

Mr. Hitchcock introduced a bill entitled "An act to amend the Town Law, relative to the oaths of office of justices of the peace" (Int. No. 766), which was read the first time, and referred to the committee on internal affairs.

Mr. Bruckner introduced a bill entitled "An act to exempt the real estate of religious corporations in the borough of the Bronx of the city of New York, from assessments for public improvements" (Int. No. 767), which was read the first time, and referred to the committee on taxation and retrenchment.

Mr. Allston introduced a bill entitled "An act to authorize the city of Little Falls to raise \$2,000 additional for the fire and police fund, to be used for the purchase of fire apparatus in the year 1901" (Int. No. 768), which was read the first time, and referred to the committee on affairs of cities.

Mr. John L. Smith introduced a bill entitled "An act to amend the Highway Law, in relation to the decision of commissioners appointed to determine the necessity of laying out a highway" (Int. No. 769), which was read the first time, and referred to the committee on internal affairs.

By unanimous consent,

Mr. Brill introduced a bill entitled "An act to provide for the acquiring of a site and the erection and furnishing of a new court house in the city of Utica for the use of the county of Oneida, and to provide means to defray the expenses thereof, and to sell the present court house and site, and the county clerk's office and site, situate in Utica" (Int. No. 772), which was read the first time, and referred to the committee on internal affairs.

By unanimous consent,

Mr. Ross introduced a bill entitled "An act making an additional appropriation for the construction of a bridge over the Champlain canal, at Ontario street, in the city of Cohoes, N. Y." (Int. No. 773), which was read the first time, and referred to the committee on ways and means.

Mr. Fowler introduced a bill entitled "An act to amend chapter 34 of the Laws of 1858, entitled 'An act to make school district No. 9, in the town of Pomfret, a union free school district,' in relation to the election of officers of the board of education, and filling vacancies in such board" (Int. No. 770), which was read the first time, and referred to the committee on public education.

By unanimous consent,

Mr. Lynn introduced a bill entitled "An act to make provision for the purchase and binding of books for certain judicial libraries in the first judicial department" (Int. No. 771), which was read the first time.

On motion of Mr. Lynn, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of cities.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act relative to the system of taxation for working and repairing highways in certain towns in the State." (No. 685, Int. No. 671.)

"An act making an appropriation for paying interest on the canal debt." (No. 411, Int. No. 397.)

"An act to provide for rebuilding and equipping the State Normal and Training School at Fredonia, and making an appropriation therefor." (No. 622, Int. No. 567.)

"An act to provide for the extraordinary repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State." (No. 536, Int. No. 500.)

"An act to legalize the sale of bonds by the village of Lacona, county of Oswego, and to permit the issue of such bonds in accordance with the terms of such sale." (No. 329, Int. No. 329.)

"An act to divide certain moneys belonging to the town of Pomfret, between the village of Fredonia and that portion of said town outside the limits of said village." (No. 780, Int. No. 466.)

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 232) entitled "An act to amend the Executive Law, relating to public printing" (Int. No. 232), reported the same, with the following recommendations:

Page 1, line 4, insert quotation marks after laws.

Page 2, line 4, insert in brackets the word "of" after "trict."

Same page, same line, underscore the word "in."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 372) entitled "An act to amend the County Law, constituting chapter 18 of the general laws, relating to salaries of the county judge and surrogate of Fulton county" (Int. No. 357), reported the same, with the following recommendation:

Page 1, lines 8 and 9, underscore the words "one thousand six hundred dollars."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 761) entitled "An act to amend section 10 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village'" (Int. No. 181), reported the same, with the following recommendations:

Page 1, line 5, strike out the words "passed May twenty-first, eighteen hun."

Page 2, line 1, strike out the words "dred and eighty-eight."

Same page, line 6, after the word "aggregate" insert in brackets "ninety thousand dollars."

Same page, lines 7 and 8, underscore the words "seventy-five thousand dollars already borrowed under this act."

Same page, line 16, underscore the word "made."

Same page, line 18, underscore the word "the."

Page 3, line 2, after the word "therein" insert in brackets the word "agreeably" and underscore the word "agreeable."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 231), entitled "An act to amend chapter 16 of the general laws of the State, entitled 'The Military Code,' amended by chapter 601, Laws of the State of 1898, chapters 240, 507 and 508 of the Laws of 1899, and chapter 746 of the Laws of 1900" (Int. No. 231), reported the same with the following recommendations:

Page 1, line 4, strike out the words "so as."

Page 2, line 17, after the word chapter insert the words "As amended by chapter seven hundred and forty-six of the laws of nineteen hundred."

Same page, lines 17 and 18, strike out the words "so as."

Same page, lines 21 and 22, enclose in parenthesis the words "Three, if the regiment consists of more than ten companies."

Same page, lines 25 and 26, enclose in parenthesis the words "Three, if the regiment consists of more than ten companies."

Page 3, lines 2 and 3, enclose in parenthesis the words "Three, if the regiment consists of more than ten companies."

Same page, lines 8 and 9, enclose in parenthesis the words "Three, if the regiment consists of more than ten companies."

Same page, lines 10 and 11, enclose in parenthesis the words "Three, if the regiment consists of more than ten companies."

Same page, line 13, enclose in parenthesis the words "Three, if the regiment is of more than ten companies."

Page 4, line 1, after the word "chapter" insert the words "As amended by chapter five hundred and eight, of the laws of eighteen hundred and ninety-nine, and chapter seven hundred and forty-six, of the laws of nineteen hundred."

Same page, same line, strike out the words "so as."

Page 5, line 3, strike out the word "section" and insert in lieu thereof the word "sections."

Same page, same line, after the word "thirty" insert the words "and thirty-one."

Same page, same line, strike out the word "is" and insert in lieu thereof the word "are."

Same page, same line, strike out the words "so as."

Page 5, strike out all of lines 21 and 22.

Page 6, line 12, after the word "on" insert in brackets the word "a" and underscore the word "the."

Same page, line 17, insert after the word "which" the letter "a" in brackets.

Same page, same line, after the word "is" underscore the letter "a."

Same page, line 20, strike out the figure "6" and insert the figure "5" in lieu thereof.

Same page, line 21, strike out the words "thirty-seven" and insert in lieu thereof the words "thirty-six."

Same page, line 23, strike out figures "37" and insert in lieu thereof figures "36."

Page 7, line 3, strike out figure "7" and insert in lieu thereof figure "6."

Same page, same line, strike out the word "section" and insert in lieu thereof the word "sections."

Same page, same line, for forty-four insert the words "and forty-five."

Same page, same line, strike out the word "is" and insert in lieu thereof the word "are."

Same page, same line, strike out the words "so as."

Page 7, strike out all of lines 24 and 25.

Page 8, line 19, after the word "of" insert the word "the."

Page 9, line 3, strike out figure "9" and insert figure "7."

Same page, line 6, underscore the figures "48."

Same page, line 14, strike out the figures "10" and insert the figure "8."

Same page, same line, strike out the word "section" and insert the word "sections."

Same page, same line, after the word "fifty-two" insert the words "fifty-three and "fifty-five."

Same page, same line, after the word "chapter" insert the words "as amended by chapter seven hundred and forty-six of the laws of nineteen hundred."

Same page, same line, strike out the word "is" and insert in lieu thereof the word "are."

Same page, same line, strike out the words "so as."

Same page, line 20, strike out underscore from words "unless he."

Page 11, line 8, underscore the word "immediately."

Page 12, line 2, after the word "Colonel" strike out a comma, and insert a semicolon.

Same page, line 3, after the word "if" insert the words "of the grade."

Same page, same line, strike underscoring from the word "of."

Same page, line 5, before and after the word "naval" enclose parenthesis in brackets.

Same page, line 6, after the word "if" insert the word "of."

Page 13, strike out all of lines 1, 2, 17 and 18.

Page 14, line 4, underscore letter "s" in the word "parts."

Same page, line 12, strike out figure "13" and insert figure "9."

Same page, same line, strike out the word "section" and insert the word "sections."

Same page, same line, after the word "sixty" insert the words "sixty-two and sixty-three."

Same page, same line, strike out the word "is" and insert in lieu thereof the word "are."

Same page, same line, strike out the words "so as."

Same page, line 18, before the word "for" in brackets, insert the word "or."

Same page, line 19, underscore the word "or."

Page 15 strike out all the lines 3, 4, 24 and 25.

Same page, line 12, underscore the word "for."

Page 18, line 7, strike out the figures "16" and insert in lieu thereof the figure "10."

Same page, same line, after the word "chapter" insert the words "as amended by chapter seven hundred and forty-six of the laws of nineteen hundred."

Same page, line 8, strike out the words "so as."

Page 19, line 12, strike out the figures "17" and insert in lieu thereof figures "11."

Same page, same line, strike out the word "that."

Same page, same line, capitalize the word "article."

Same page, same line, strike out the word "be" and insert in lieu thereof the words "is hereby."

Same page, line 15, underscore the words "eighty war service."

Same page, line 21, strike out figures "18" and insert figures "12."

Same page, same line, strike out the word "section" and insert the word "sections."

Same page, same line, after the words "seventy-eight" insert the words "one hundred and three, one hundred and six, one hundred and thirty-two, one hundred and thirty-four, one hundred and fifty-one, one hundred and fifty-four, one hundred and fifty-six, one hundred and fifty-seven, one hundred and fifty-nine, one hundred and sixty, one hundred and sixty-one and one hundred and sixty-two."

Same page, same line, strike out the word "is" and insert in lieu thereof the word "are."

Same page, same line, strike out the words "so as."

Page 21, strike out all of lines 22 and 23.

Page 22, strike out all of lines 16 and 17.

Page 23, strike out all of lines 17 and 18.

Page 24, strike out all of lines 21 and 22.

Page 27, line 17, after the word "year" insert in brackets the word "and."

Page 28, line 6, strike underscoring from the words "by and."

Same page, strike out lines 23 and 24.

Page 30, strike out all of lines 6, 7, 18 and 19.

Same page, line 20, strike out the word "allowance" and insert in lieu thereof the word "allowances."

Page 31, strike out all of lines 1 and 2.

Page 32, strike out all of lines 3, 4, 20 and 21.

Page 33, strike out all of lines 11, 12, 22 and 23.

Same page, line 24, after the word "way" insert in brackets the words "in streets."

Same page, same line, underscore the words "freedom from interference."

Same page, same line, after the word "interference" insert in brackets the words "commanding officer of any portion of the active militia parading or performing any military duty in any street or highway may require any or all persons in such street or highway to yield the right of way to such militia, provided the carriage of United States mail, the legitimate functions of the police and the progress and operations of the hospital ambulances and fire engines and fire departments shall not be interfered with thereby."

Page 34, line 13, strike out figures "31" and insert in lieu thereof the figures "13."

Same page, same line, strike out the word "twelve" and insert in lieu thereof the word "eleven."

Same page, line 16, after the word "eighty" strike out semicolon and insert a comma.

Same page, line 17, underscore the words one hundred and seventy-eight separate companies."

Page 35, line 5, underscore the following "180 provision as to amendatory and appealing statute."

Same page, line 12, strike out figures "32" and insert in lieu thereof the figures "14."

Page 36, line 4, strike out the figures "33" and insert in lieu thereof the figures "15."

Amend the title of said act to read as follows:

"AN ACT to amend the military code, relative to the auditing and payment of accounts, et cetera.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act for the relief of the First Universalist Society of Mount Vernon, N. Y., a religious corporation." (No. 121, Int. No. 121.)

"An act for the relief of Jacob Markey, and to ratify and confirm his appointment as a member of the police force of the city of Rochester." (No. 518, Int. No. 482.)

"An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians." (No. 527, Int. No. 491.)

"An act to amend chapter 135 of the Laws of 1884, relative to the publication of notices of tax sales in the county of Erie." (No. 582, Int. No. 535.)

"An act to amend the Greater New York charter, relating to the Municipal Court of the city of New York." (No. 599, Int. No. 129.)

"An act to provide for rebuilding and equipping the State Normal and Training School at Fredonia, and making an appropriation therefor." (No. 622, Int. No. 567.)

"An act to change the name of 'The Hartshorn Presbyterian Church', in Hornellsville, N. Y., to the 'Westminster Presbyterian Church of Hornellsville, N. Y.' " (No. 319, Int. No. 319.)

"An act to amend chapter 337 of the Laws of 1893, relative to the appointment of trust companies as guardian, trustee or administrator." (No. 116, Int. No. 116.)

"An act to amend chapter 357 of the Laws of 1897, in relation to the receiver of taxes and assessments in the town of Cortlandt and village of Peekskill." (No. 535, Int. No. 499.)

The bill (No. 429) entitled "An act authorizing the county clerk to act as public administrator in counties where the office of county treasurer has been abolished " (Int. No. 574), having been announced for a second reading,

Mr. Van Name moved to amend as follows:

Page 1, line 1, strike out the word "and."

Same page, same line, after the word "Kings" insert the words "and Richmond."

Same page, line 8, after the word "abolished " insert the words "except in counties named in section one."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Van Name, and it was determined in the affirmative.

Said bill as amended was then read the second time, and on motion of Mr. Vacheron, was ordered reprinted and placed on the order of third reading, and referred to the committee on revision.

The bill (No. 661) entitled "An act to amend chapter 416 of the Laws of 1893, entitled 'An act in relation to the city court of Yonkers ' " (Int. No. 598), was read the second time.

On motion of Mr. Mains, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 104) entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council " (Int. No. 104), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 103) entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21st, 1862, as amended by chapter 294 of the Laws of 1890, as amended by chapter 190 of the Laws of 1893, as amended by chapter 485 of the Laws of 1900," (Int. No. 103), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 691) entitled "An act for the relief of Emil Kunzli, of New York city" (Int. No. 624), was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 523) entitled "An act to amend the State Charities Law, relating to the transfer of inmates to the penitentiary or Elmira or Eastern New York reformatories" (Int. No. 487), having been announced for a second reading,

On motion of Mr. Knipp, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 701) entitled "An act to amend chapter 614 of the Laws of 1887, entitled 'An act to establish a police pension fund for the city of Rochester'" (Int. No. 634), was read the second time.

On motion of Mr. M. E. Lewis, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 105) entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 134 of the Laws of 1888" (Int. No. 105), having been announced for a second reading,

Mr. Kelsey moved to amend said bill by substituting therefor the following bill:

AN ACT to amend chapter three hundred and eighty-five of the laws of eighteen hundred and sixty-two, entitled "An act to amend and consolidate the several acts relative to the city of Schenectady," relative to assessments in such city.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section one of title five of chapter three hundred and eighty-five of the laws of eighteen hundred and ninety-two,

entitled "An act to amend and consolidate the several acts relative to the city of Schenectady," as amended by chapter two hundred and fifty-five of the laws of eighteen hundred and eighty-six, and chapter one hundred and thirty-four of the laws of eighteen hundred and eighty-eight, is hereby amended to read as follows:

§ 1. The assessors of said city shall be a board of assessors, and shall meet at the mayor's office in the city hall in said city at seven o'clock in the afternoon on the first [third] Tuesday of January [April] in each year, except the year nineteen hundred and one when the said assessors shall meet on the first Tuesday of April, and elect one of their number chairman, and between the third Tuesday of April and the fifteenth [first] day of July in each year, they shall assess, in the manner prescribed by law, all property, real and personal, in said city, not exempt by law from taxation, and in making such assessments they shall provide and use a separate book for each ward; but in equalizing the valuation of real estate in the county of Schenectady, the board of supervisors shall, for the purposes of equalization consider each ward of such city, separately and in the same manner as they now consider each of the towns of such county. [shall make no discrimination between the several wards of said city, but shall consider the said city as a town for the purposes of equalization.]

§ 2. This act shall take effect immediately.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kelsey, and it was determined in the affirmative.

Said bill as amended was then read the second time, and on motion of Mr. McMillan, was ordered reprinted and placed on the order of third reading, and referred to the committee on revision.

The bill (No. 211) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' and the several acts amendatory thereof, in relation to the supply of water, and assessment and collection of water rents" (Int. No. 211), was read the second time.

On motion of Mr. Orr, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 210) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' and the several acts amendatory thereof, in relation to

powers of common council to enforce observance of city ordinances " (Int. No. 210), was read the second time.

On motion of Mr. Orr, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 668) entitled "An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers" (Int. No. 605), having been announced for a second reading,

On motion of Mr. J. T. Smith, said bill was recommitted to the committee on affairs of villages, retaining its place on the order of second reading.

The bill (No. 246) entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 246) was read the second time.

On motion of Mr. Weber, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 126) entitled "An act to repeal chapter 234 of the Laws of 1876, entitled 'An act in relation to the collection of taxes in the towns of North Hempstead and Oyster Bay in the county of Queens,' and the various acts amendatory thereof or supplemental thereto" (Rec. No. 19), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading.

The Senate bill (No. 65) entitled "An act authorizing the village of Fulton to repay certain moneys expended in its behalf" (Rec. No. 4), was read the second time.

On motion of Mr. Costello, said bill was placed on the order of third reading.

The bill (No. 49) entitled "An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine into the facts concerning the services claimed to have been rendered by Charles J. Weiss, William A. Sheldon, Joseph Quinn, Patrick J. McEvily and Stephen J. Hanley, in the department of taxes and assessments in the city of New York in the year 1899" (Int. No. 49), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	McMillan	Sanders
Adler	Daly	Hanford	McQuade	Scanlon
Ahern	Darrison	Harburger	Meister	Schneider
Allds	Davis	Hasenflug	Morgan	Seymour
Allston	DeGraw	Hawkins	Nye	Smith A R
Apgar	Delaney	Hitchcock	O'Connell	Smith J E
Axtell	Dempsey	Holsten	O'Malley	Smith J L
Babcock	Dickey	Hyman	Patton	Smith S W
Baker	Dooling	Juengst	Phillips	Smith W H
Baum	Doughty	Kaiser	Phipps	Stevens
Bedell	Duross	Keenan	Plank	Sullivan
Bell	Dusinbery	Kelly	Poth	Swift
Bennet	Everett	Kelsey	Prince	Thorn
Blackwell	Fish	Knipp	Rainey	Traub
Bradley	Fisher	Landon	Remsen	Ulmann
Brooks	Fitzpatrick	Leggett	Reynolds	Vacheron
Bruckner	Fordyce	Lewis M E	Richter	Van Name
Bryan	Fowler	Lynn	Rider	Waite
Burnett	Galbraith	Mains	Roberts	Walrath
Cadin	Gardiner R	Mansfield	Robinson	Weber
Conger	Geoghan	Marson	Rodenbeck	Weekes
Cook	Graeff	Mathews	Ross	Wilson H
Coons	Griffith	McKeown	Salyerds	Wilson W H
Costello	Hallock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 645) entitled "An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park" (Int. No. 25), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Griffith	Mathews	Ross
Adler	Costello	Hallock	McInerney	Ruehl
Ahern	Cotton	Hammond	McMillan	Salyerds
Allds	Coughtry	Hanford	McQuade	Sanders
Allston	Daly	Harburger	Meister	Scanlon
Apgar	Darrison	Harris	Nye	Seymour
Axtell	Davis	Hatch	O'Brien	Sherer
Babcock	DeGraw	Hawkins	O'Malley	Smith A R
Baker	Dempsey	Henry	Orr	Smith J L
Baum	Dickinson	Holsten	Patton	Smith J T
Bedell	Doughty	Honeck	Phipps	Smith S W
Bell	Duross	Hyman	Plank	Smith W H
Pennet	Egan	Irwin	Poth	Stevens
Blackwell	Ellis	Kaiser	Prince	Sullivan
Bradley	Fancher	Keenan	Rainey	Swift
Brill	Fish	Kelly	Reilley	Thorn
Brooks	Fisher	Kelsey	Remsen	Treat
Bruckner	Fitzgerald	Knipp	Reynolds	Vacheron
Bryan	Fordyce	Leggett	Richter	Waite
Burnett	Frisbie	Lewis M E	Rider	Walrath
Burns	Galbraith	Lewis T D	Rierdon	Weber
Cadin	Gardiner R	Lynn	Roberts	Weekes
Conger	Gardner C J	Mains	Robinson	Wilson H
Cook	Geoghan	Mansfield	Rodenbeck	Wilson W H
Cooley	Graeff	Marson	Rogers	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 683) entitled "An act to amend chapter 546 of the Laws of 1881, relative to the location of the New York Christian Home for Intemperate Men" (Int. No. 475), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cooley	Griffith	Mathews	Rogers
Adler	Coons	Hallock	McInerney	Ross
Ahern	Cotton	Halpin	McMillan	Ruehl
Allds	Coughtry	Hammond	McQuade	Sanders
Allston	Darrison	Hanford	Meister	Scanlon
Apgar	Davis	Harburger	Nye	Schneider
Axtell	Delaney	Harris	O'Brien	Seymour
Babcock	Dempsey	Hatch	O'Connell	Sherer
Baker	Dickinson	Henry	Orr	Smith A R
Baum	Dooling	Holsten	Patton	Smith J E
Bedell	Doughty	Honeck	Phillips	Smith J T
Bell	Duross	Irwin	Plank	Smith W H
Bennet	Egan	Kaiser	Platt	Stevens
Blackwell	Ellis	Keenan	Poth	Swarts
Bradley	Everett	Kelly	Prince	Thorn
Brill	Fish	Kelsey	Rainey	Treat
Brooks	Fisher	Knipp	Remsen	Vacheron
Bruckner	Fitzpatrick	Landon	Reynolds	Van Name
Bryan	Fowler	Leggett	Richter	Walrath
Burnett	Frisbie	Lewis T D	Rider	Weekes
Burns	Galbraith	Lynn	Rierdon	Wilson H
Cadin	Gardiner R	Mansfield	Robinson	Wilson W H
Cook	Geoghan	Marson	Rodenbeck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 648) entitled "An act to amend section 3391 of the Code of Civil Procedure, relative to the proceedings for the sale of corporate real property" (Int. No. 276), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Geoghan	Lewis M E	Rider
Adler	Cotton	Graeff	Lynn	Rierdon
Ahern	Coughtry	Griffith	Mains	Roberts
Allds	Daly	Hallock	Mansfield	Robinson
Allston	Davis	Hammond	Marson	Rodenbeck
Apgar	DeGraw	Hanford	Mathews	Rogers
Axtell	Delaney	Harburger	McInerney	Ross
Babcock	Dempsey	Harris	McKeown	Ruehl
Baker	Dickey	Hasenflug	McMillan	Salyerds
Baum	Dickinson	Hawkins	McQuade	Seymour
Bedell	Dooling	Henry	Meister	Smith A R
Bell	Doughty	Hitchcock	Morgan	Smith J E
Bennet	Duross	Holsten	Nye	Smith J T
Bradley	Egan	Honeck	O'Brien	Smith S W
Brill	Ellis	Hyman	O'Connell	Smith W H
Brooks	Everett	Juengst	O'Malley	Stevens
Bryan	Fish	Kaiser	Orr	Sullivan
Burnett	Fisher	Keenan	Patton	Swarts
Burns	Fitzpatrick	Kelly	Prince	Van Name
Cadin	Fordyce	Kelsey	Remsen	Walrath
Conger	Frisbie	Knipp	Reynolds	Weekes
Cooley	Galbraith	Landon	Richter	Wilson H
Coons	Gardiner R	Leggett		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 131), entitled "An act to amend section 2643 of the Code of Civil Procedure, relating to the appointment of administrators with the will annexed, in the case of minors" (Int. No. 131), having been announced for a third reading,

On motion of Mr. Davis, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 193), entitled "An act to amend chapter 764 of the Laws of 1900, entitled 'An act providing for the opening, extending, laying out and improving of Bedford avenue, in the borough of Brooklyn, in the city of New York,' relative to the apportionment of the cost thereof" (Int. No. 193), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Geoghan	Mathews	Rodenbeck
Adler	Coughtry	Graeff	McInerney	Rogers
Ahern	Daly	Griffith	McKeown	Ruehl
Allds	Darrison	Hallock	McMillan	Salyerds
Allston	Davis	Halpin	McQuade	Sanders
Apgar	DeGraw	Hammond	Meister	Scanlon
Axtell	Delaney	Harburger	Nye	Schneider
Babcock	Dempsey	Harris	O'Brien	Sherer
Baker	Dickey	Hasenflug	O'Connell	Smith A R
Baum	Dickinson	Hatch	O'Malley	Smith J L
Bedell	Dooling	Henry	Orr	Smith J T
Bell	Doughty	Hitchcock	Phillips	Smith S W
Bennet	Duross	Holsten	Phipps	Smith W H
Blackwell	Dusinbery	Honeck	Plank	Snyder
Bradley	Egan	Hyman	Platt	Stevens
Brill	Ellis	Juengst	Poth	Sullivan
Brooks	Everett	Kaiser	Price	Swarts
Bruckner	Fancher	Keenan	Prince	Swift
Bryan	Fish	Kelly	Rainey	Traub
Burnett	Fisher	Kelsey	Reilley	Ulmann
Burns	Fitzgerald	Knipp	Remsen	Vacheron
Cadin	Fitzpatrick	Leggett	Reynolds	Van Name
Conger	Fordyce	Lewis M E	Richter	Walrath
Cook	Fowler	Lewis T D	Rider	Weber
Cooley	Frisbie	Lynn	Rierdon	Weekes
Coons	Gardiner R	Mansfield	Roberts	Wilson H
Costello	Gardner C J	Marson	Robinson	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 646) entitled "An act to amend the Greater New York charter, relative to precautions against fire and use of aisles in places of amusement" (Int. No. 321), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Harburger	Meister	Ruehl
Adler	Davis	Harris	Morgan	Salyerds
Ahern	DeGraw	Hatch	Nye	Sanders
Allston	Delaney	Hawkins	O'Brien	Scanlon
Apgar	Dickey	Henry	O'Connell	Schneider
Axtell	Dickinson	Holsten	O'Malley	Seymour
Babcock	Dooling	Honeck	Orr	Sherer
Baker	Doughty	Hyman	Patton	Smith A R
Baum	Duross	Juengst	Phillips	Smith J L
Bedell	Dusinbery	Kaiser	Plank	Smith J T
Bennet	Egan	Keenan	Platt	Smith S W
Blackwell	Everett	Kelly	Poth	Smith W H
Brill	Fancher	Kelsey	Price	Stevens
Brooks	Fish	Knipp	Prince	Sullivan
Bruckner	Fisher	Leggett	Rainey	Swarts
Burnett	Fitzgerald	Lewis M E	Reilley	Swift
Burns	Fitzpatrick	Lewis T D	Remsen	Traub
Cadin	Fowler	Lynn	Reynolds	Ulmann
Conger	Galbraith	Mansfield	Richter	Vacheron
Cook	Gardiner R	Marson	Rider	Van Name
Cooley	Geoghan	Mathews	Rierdon	Waite
Costello	Graeff	McInerney	Robinson	Walrath
Cotton	Griffith	McKeown	Rodenbeck	Weekes
Coughtry	Halpin	McMillan	Rogers	Wilson H
Daly	Hanford	McQuade	Ross	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 684) entitled "An act to amend the Agricultural Law, relative to small fruit packages and to repeal chapter 509 of the Laws of 1899 " (Int. No. 406), having been announced for a third reading,

On motion of Mr. Phipps, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 682) entitled "An act to amend the Tax Law, rela-

tive to the seal to be attached to tax-roll" (Int. No. 283), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hanford	McMillan	Rodenbeck
Adler	Delaney	Harburger	McQuade	Rogers
Allds	Dempsey	Harris	Meister	Ross
Allston	Dickey	Hasenflug	Morgan	Ruehl
Axtell	Dickinson	Hatch	Nye	Salyerds
Apgar	Dooling	Hawkins	O'Brien	Sanders
Babcock	Duross	Henry	O'Connell	Schneider
Baum	Dusinbery	Hitchcock	O'Malley	Seymour
Bedell	Egan	Holsten	Orr	Sherer
Bell	Ellis	Honeck	Patton	Smith A R
Bennet	Fancher	Irwin	Phillips	Smith J T
Blackwell	Fish	Juengst	Phipps	Smith S W
Brill	Fisher	Kaiser	Plank	Smith W H
Brooks	Fitzgerald	Keenan	Platt	Snyder
Bruckner	Fitzpatrick	Kelly	Poth	Stevens
Bryan	Fordyce	Kelsey	Price	Sullivan
Burnett	Fowler	Knipp	Prince	Swarts
Cadin	Frisbie	Leggett	Rainey	Thorn
Conger	Galbraith	Lewis M E	Reilley	Traub
Cook	Gardiner R	Lewis T D	Remsen	Treat
Cooley	Gardner C J	Lynn	Reynolds	Vacheron
Coons	Geoghan	Mains	Richter	Van Name
Costello	Graeff	Mansfield	Rider	Waite
Cotton	Griffith	Marson	Rierdon	Weber
Coughtry	Hallock	Mathews	Roberts	Weekes
Daly	Halpin	McInerney	Robinson	Wilson W H
Darrison	Hammond	McKeown		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 9) entitled "An act to amend section 2670

of the Code of Civil Procedure, relative to the appointment of a temporary administrator in the Surrogate's Court" (Rec. No. 6), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	McInerney	Ross
Allds	Davis	Hanford	McKeown	Ruehl
Ahern	Delaney	Harburger	McMillan	Salyerds
Allds	Dempsey	Harris	Morgan	Sanders
Apgar	Dickey	Hasenflug	Nye	Scanlon
Axtell	Dickinson	Hatch	O'Brien	Schneider
Babcock	Dooling	Hawkins	O'Connell	Seymour
Baker	Doughty	Henry	O'Malley	Sherer
Baum	Duross	Hitchcock	Orr	Smith A R
Bedell	Dusinbery	Holsten	Patton	Smith J L
Bell	Egan	Honeck	Phillips	Smith J T
Bennet	Ellis	Hyman	Phipps	Smith W H
Blackwell	Everett	Irwin	Plank	Stevens
Bradley	Fancher	Juengst	Platt	Sullivan
Brill	Fish	Kaiser	Poth	Swarts
Bruckner	Fitzgerald	Keenan	Price	Swift
Bryan	Fitzpatrick	Kelly	Prince	Traub
Burnett	Fordyce	Kelsey	Rainey	Treat
Burns	Fowler	Knipp	Reilley	Ulmann
Cadin	Frisbie	Landon	Remsen	Vacheron
Conger	Galbraith	Leggett	Reynolds	Van Name
Cook	Gardner C J	Lewis M E	Rider	Waite
Cooley	Geoghan	Lewis T D	Rierdon	Walrath
Coons	Graeff	Lynn	Roberts	Weber
Costello	Griffith	Mansfield	Robinson	Weekes
Cotton	Hallock	Marson	Rodenbeck	Wilson H
Coughtry	Halpin	Mathews	Rogers	Wilson W H
Daly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 288) entitled "An act to amend section 2675 of the Code of Civil Procedure, relative to the powers of a temporary administrator as to real property in Surogate's Court " (Rec. No. 14), was read the thrd time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hammond	McQuade	Ruehl
Adler	DeGraw	Harburger	Morgan	Salyerds
Ahern	Delaney	Harris	Nye	Scanlon
Allston	Dempsey	Hasenflug	O'Brien	Schneider
Apgar	Dickey	Hawkins	O'Connell	Seymour
Axtell	Dickinson	Henry	O'Malley	Sherer
Baker	Dooling	Hitchcock	Orr	Smith J E
Baum	Doughty	Holsten	Patton	Smith J L
Bedell	Duross	Honeck	Phillips	Smith J T
Bell	Dusinbery	Hyman	Phipps	Smith S W
Bennet	Egan	Juengst	Plank	Snyder
Bradley	Ellis	Kaiser	Platt	Stevens
Brill	Fancher	Keenan	Poth	Sullivan
Brooks	Fish	Kelly	Price	Swarts
Bruckner	Fisher	Kelsey	Prince	Swift
Burnett	Fitzgerald	Landon	Reilley	Thorn
Burns	Fitzpatrick	Leggett	Remsen	Treat
Cadin	Fordyce	Lewis T D	Reynolds	Ulmann
Conger	Fowler	Lynn	Richter	Vacheron
Cook	Frisbie.	Mains	Rider	Van Name
Cooley	Gardiner R	Mansfield	Roberts	Walrath
Coons	Geoghan	Marson	Robinson	Weber
Costello	Griffith	Mathews	Rodenbeck	Weekes
Cotton	Hallock	McKeown	Rogers	Wilson H
Darrison	Halpin	McMillan	Ross	Wilson W H
Daly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 264) entitled "An act to amend chapter 240 of the Laws of 1897, entitled 'An act to amend chapter 255 of the Laws of 1890, entitled "An act to amend chapter 345 of the Laws of 1888, entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads," and to further amend chapter 353 of the Laws of 1892, entitled "An act to further amend chapter 345 of the Laws of 1888, entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads," and to further amend chapter 255 of the Laws of 1890, entitled "An act to amend chapter 345 of the Laws of 1888, entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads" (Rec. No. 16), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 130 }
 } NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	McKeown	Ruehl
Adler	Coughtry	Griffith	McMillan	Salyerds
Ahern	Daly	Hallock	McQuade	Sanders
Allds	Davis	Halpin	Meister	Scanlon
Allston	Delaney	Hammond	Morgan	Schneider
Apgar	DeGraw	Hanford	Nye	Seymour
Axtell	Dempsey	Harris	O'Brien	Sherer
Babcock	Dickey	Hasenflug	O'Connell	Smith A R
Baker	Dickinson	Hatch	O'Malley	Smith J E
Baum	Dooling	Henry	Orr	Smith J L
Bedell	Doughty	Hitchcock	Patton	Smith J T
Bell	Duross	Holsten	Phillips	Smith W H
Bennet	Dusinbery	Irwin	Phipps	Snyder
Blackwell	Egan	Juengst	Platt	Swarts
Bradley	Ellis	Kaiser	Poth	Swift

Brill	Everett	Kelly	Price	Thorn
Brooks	Fish	Kelsey	Rainey	Traub
Bruckner	Fisher	Knipp	Reilley	Treat
Bryan	Fitzgerald	Leggett	Remsen	Vacheron
Burnett	Fitzpatrick	Lewis M E	Richter	Van Name
Burns	Fordyce	Lewis T D	Rider	Waite
Cadin	Fowler	Lynn	Roberts	Walrath
Conger	Frisbie	Mains	Robinson	Weber
Cook	Galbraith	Mansfield	Rodenbeck	Weekes
Cooley	Gardiner R	Marson	Rogers	Wilson H
Costello	Gardner C J	McInerney	Ross	Wilson W H

In the negative,
Geoghan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelsey offered for the consideration of the House, a resolution in the words following:

Resolved, That at 12 o'clock noon, on Wednesday, February 13th, pursuant to Law and a joint resolution of the Senate and Assembly, the Assembly proceed to the election of a State Superintendent of Public Instruction in place of Charles R. Skinner, whose term of office is about to expire.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Kelsey offered for the consideration of the House, a resolution in the words following:

Resolved, That at 12 o'clock noon on Tuesday, February 12, 1901, pursuant to Law and the joint resolution of Senate and Assembly, the Assembly proceed to the nomination of a regent of the university in place of Hon. Hamilton Harris, deceased.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Harburger offered for the consideration of the House, a resolution in the words following:

Whereas, The State has been requested to appropriate sufficient sums of money to defray the expenses of the investigation of the office of the former District Attorney, Asa Bird Gardiner, and

Whereas, It is stated that the sum of \$50,000 will be required for the past two investigations, and that an appropriation for that sum is asked for, be it therefore

Resolved, That the Attorney-General of the State of New York be requested to furnish a detailed statement of the expenditures incurred by these investigations, and report the amounts needed to this body on or before March 1, 1901.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. M. E. Lewis presented several petitions in favor of the repeal of the law under which real estate mortgages are taxed, which were referred to the committee on taxation and retrenchment.

Also, petition of Monroe county against further taxation on insurance companies or savings banks, which was referred to the committee on taxation and retrenchment.

Also, petition of merchants of the village of Fairport against Assembly bill No. 119, known as the personal property listing bill.

Mr. Harburger called up the resolution offered by him February 4, 1901, relative to gas companies in Greater New York.

Mr. Kelsey moved that the further consideration of said resolution be indefinitely postponed.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kelsey, and it was determined in the affirmative.

Mr. Kelsey gave notice that on Tuesday, February 12, 1901, he would call up the bill (No. 24) entitled "An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in said city" (Int. No. 24), the same having been laid aside on the order of third reading.

Mr. Bennet gave notice that on Tuesday, February 12, 1901, he would call up the bill (No. 316) entitled "An act to amend section 7 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens, constituting chapter 49 of the general laws' in relation to advance payments" (Int. 316), the same having been laid aside on the order of third reading.

On motion of Mr. Kelsey, the House adjourned.

TUESDAY, FEBRUARY 12, 1901.

The House met pursuant to adjournment.

Prayer by Rev. John Giffen.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Hal Bell was excused indefinitely.

Mr. Speaker announced the receipt of a communication from Mrs. Cornelius R. Parsons, of Rochester, extending the thanks of herself and family for the floral piece received from the Assembly at the funeral of her late husband, Senator Parsons.

Mr. Bennet introduced a bill entitled "An act to amend section 20 of chapter 370 of the Laws of 1899, entitled 'An act in relation to the Civil Service of the State of New York and the cities and civil divisions thereof, relative to veterans'" (Int. No. 774), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend chapter 410 of the Laws of 1882, relative to service of summons in municipal courts" (Int. No. 775), which was read the first time and referred to the committee on affairs of cities.

Mr. Bradley introduced a bill entitled "An act to amend chapter 135 of the Laws of 1884, entitled 'An act providing for the better collection of taxes in the county of Erie; for the sale by the treasurer thereof of lands in said county for unpaid taxes, and regulating the compensation of said treasurer,' in relation to the publication of notices" (Int. No. 776), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Bruckner introduced a bill entitled "An act to amend the Greater New York charter, relative to the department of street cleaning" (Int. No. 777), which was read the first time and referred to the committee on affairs of cities.

Mr. Dickey introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to close season for hares and rabbits in Rockland county" (Int. No. 778), which was read the first time and referred to the committee on fisheries and game.

Also a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for striped bass in Hudson river" (Int. No. 779), which was read the first time and referred to the committee on fisheries and game.

Mr. Galbraith introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Benjamin C. Levy, against the State of New York for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 780), which was read the first time and referred to the committee on claims.

Mr. Hammond introduced a bill entitled "An act to amend the Penal Code, relative to support of male person by prostitute, or keeper of disorderly house" (Int. No. 781), which was read the first time and referred to the committee on codes.

Mr. Honeck introduced a bill entitled "An act providing that the police commissioners of the city of New York in their discretion, may reappoint Daniel Lydon, an ex-policeman of the city of New York, who resigned from said police department, January 14, 1890" (Int. No. 782), which was read the first time and referred to the committee on affairs of cities.

Mr. Mansfield introduced a bill entitled "An act authorizing the Waterford Electric Light, Heat and Power Company to construct and maintain a dam across the Hudson river between the towns of Halfmoon and Schaghticoke" (Int. No. 783), which was read the first time and referred to the committee on electricity, gas and water supply.

Also, a bill entitled "An act to repeal chapter 401 of the Laws of 1900, entitled 'An act to authorize the Stillwater and Mechanicville Street Railway Company to abandon a portion of its route in the town of Waterford, Saratoga county, and change its terminus to the village of Lansingburg, Rensselaer county'" (Int. No. 784), which was read the first time and referred to the committee on railroads.

Mr. Rodenbeck introduced a bill entitled "An act to amend sections 527, 528 and 529 of the Code of Criminal Procedure, relating to certificates of reasonable doubt" (Int. No. 785), which was read the first time and referred to the committee on codes.

Mr. Ruehl introduced a bill entitled "An act to amend chapter 330 of the Laws of 1889, entitled 'An act requiring the county

clerks of each of the counties of this State, to keep a register of the moneys directed by the judgments, decrees and orders of the court to be deposited with the county treasurer of his county,' in relation to the duties of the county clerks of New York, Queens and Richmond counties in keeping a register of moneys deposited or ordered to be deposited with the city chamberlain " (Int. No. 786), which was read the first time and referred to the committee on general laws.

Also, a bill entitled "An act in reation to real property, exempt by law from taxation and providing for the preparation and publication of lists thereof annually " (Int. No. 787), which was read the first time and referred to the committee on taxation and retrenchment.

Also a bill entitled "An act to amend the County Law, in relation to actions by a county treasurer for money and securities to the possession of which he is lawfully entitled " (Int. No. 788), which was read the first time and referred to the committee on internal affairs.

Mr. W. H. Smith introduced a bill entitled "An act to amend the Penal Code relating to affixing advertisements to another's land, etc." (Int. No. 789), which was read the first time and referred to the committee on codes.

Mr. S. W. Smith introduced a bill entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy " (Int. No. 790), which was read the first time and referred to the committee on public health.

Mr. J. E. Smith introduced a bill entitled "An act to amend the Insurance Law to provide for an annual accounting to policyholders in mutual life insurance companies, and to regulate the distribution of profits or surplus " (Int. No. 791), which was read the first time and referred to the committee on insurance.

Also, a bill entitled "An act to amend the Insurance Law to limit the expense for obtaining new business in mutual life insurance companies to the expense loading of the premiums of the business written, so that each new policy shall pay its own cost and prevent encroachment on the funds belonging to, and contributed by other policyholders " (Int. No. 792), which was read the first time and referred to the committee on insurance.

Also, a bill entitled "An act for the relief of David W. Dowling, in payment of services rendered by him in and for the city of New

York " (Int. No. 793), which was read the first time and referred to the committee on affairs of cities.

Mr. Costello introduced a bill entitled "An act to amend the Labor Law, renumbering section 91 thereof, relative to employment of women and children at polishing and buffing " (Int. No. 794), which was read the first time and referred to the committee on labor and industries.

Also, a bill entitled "An act to amend the Labor Law, relating to posting of law in factories " (Int. No. 795), which was read the first time and referred to the committee on labor and industries.

Mr. Coughtry introduced a bill entitled "An act to amend the Public Health Law, relating to the practice of veterinary medicine " (Int. No. 796), which was read the first time and referred to the committee on public health.

Mr. Sanders introduced a bill entitled "An act to amend the Lien Law, relating to the place of filing chattel mortgages " (Int. No. 797), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Brooks introduced a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo ' with relation to the department of fire " (Int. No. 800), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Coughtry introduced a bill entitled "An act to amend chapter 441 of the Laws of 1899, entitled 'An act to create a commission of jurors in the several counties of this State ' in relation to making the list of jurors " (Int. No. 798), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Cook introduced a bill entitled "An act to change the corporate name of, and to legalize and confirm conveyances of lands to and from 'The Hamburg Cemetery Association ' " (Int. No. 799), which was read the first time.

On motion of Mr. Cook, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on the judiciary.

By unanimous consent,

Mr. Treat introduced a bill entitled "An act for the encouragement of forestry" (Int. No. 801), which was read the first time and referred to the committee on public lands and forestry.

The Senate sent for concurrence the following entitled bills:

"An act to amend an act entitled 'An act to amend chapter 378 of the Laws of 1897, entitled An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' in relation to clerk to sign warrants" (No. 380, Rec. No. 28), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (No. 416, Rec. No. 29), which was read the first time and referred to the committee on affairs of cities.

"An act to incorporate 'The Lucas A. Steinam Memorial Fund' and to prescribe its objects and powers" (No. 397, Rec. No. 30), which was read the first time and referred to the committee on the judiciary.

"An act to authorize and empower the board of public works and common council of the city of Buffalo to audit, adjust and pay the claim of Anthony C. Douglass for the actual value of all work performed and materials furnished by him in and about the construction of the tunnel from the pumping station of the Buffalo City water works to the inlet pier, and the extension of such pier in said city" (No. 219, Rec. No. 31), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law, relative to fishing in Black lake, St. Lawrence county" (No. 392, Rec. No. 32), which was read the first time and referred to the committee on fisheries and game.

"An act for the relief of the Roman Catholic Church of the Sacred Heart, of the city of Mount Vernon, N. Y., a religious corporation" (No. 246, Rec. No. 33), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 159 of chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of general laws'" (No. 349, Rec. No. 34), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 79 of the Laws of 1883, entitled 'An act to regulate the transaction of public business in the county of Albany'" (No. 134, Rec. No. 35), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 327 of the Village Law, in relation to the dissolution of villages" (No. 201, Rec. No. 36), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Forest, Fish and Game Law, relative to Mongolian and English pheasants" (No. 417, Rec. No. 37), which was read the first time and referred to the committee on fisheries and game.

"An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Waterloo, Seneca county, N. Y.''" (No. 86, Rec. No. 38), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue, in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes and providing means for the payment thereof'" (No. 16, Rec. No. 39), which was read the first time and referred to the committee on railroads.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council." (No. 104, Int. No. 104.)

"An act for the relief of Emil Kunzli, of New York city." (No. 691, Int. No. 624.)

"An act to incorporate the city of Oneida." (No. 831, Int. No. 174.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 832) entitled "An act to amend the Public Health Law, creating a State department of health and the office of commissioner of health, and abolishing the State Board of Health" (Int. No. 299), reported the same, with the following recommendations:

Page 2, line 16, strike out the word "with" and insert in lieu thereof the word "of."

Page 5, line 15, insert comma after the word "witnesses."

Same page, same line, insert after the word "witnesses" the words "administer oaths to witnesses."

Page 6, line 5, insert comma after the word "apartments."

Page 7, line 24, omit underscoring under the word "of."

Page 8, line 26, insert comma after the word "otherwise."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 211) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' and the several acts amendatory thereof, in relation to the supply of water, and assessment and collection of water rents" (Int. No. 211), reported the same, with the following recommendations:

Page 1, line 2, after the words "sixty-five" insert the following, entitled "An act to incorporate the city of Newburgh."

Amend title to read as follows: "An act to amend chapter five hundred and forty-one of the laws of eighteen hundred and sixty-five, entitled 'An act to incorporate the city of Newburgh,' in relation to the supply of water, and assessment and collection of water rents."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 246) entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 240), reported the same with the following recommendations:

Page 1, line 1, after the word "sixty-nine" insert the word "of," and strike out the word "embraced."

Same page, line 2, strike out the word "within."

Same page, line 3, after the word "ninety-seven" insert the words "An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof."

Same page, line 9, after the word "same" insert the word "time;" also insert a comma after the word "parties."

Page 2, line 7, after the word "to" insert the word "the."

Same page, line 23, after the words "residing in" strike out the word "and" and insert in lieu thereof the word "or."

Page 3, line 7, after the word "by" insert the letter "a."

Amend the title so as to read as follows:

"An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 210) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburg,' and the several acts amendatory thereof, in relation to powers of common council to enforce observance of city ordinances" (Int. No. 210), reported the same with the following recommendations:

Page 1, line 2, after the word "sixty-five" insert the words "entitled 'An act to incorporate the city of Newburgh.'"

Amend the title so as to read as follows:

"An act to amend chapter five hundred and forty-one of the laws of eighteen hundred and sixty-five, entitled 'An act to incorporate the city of Newburgh,' in relation to powers of common council to enforce observance of city ordinances."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 701), entitled "An act to amend chapter 614 of the Laws of 1887, entitled 'An act to establish a police pension fund for the city of Rochester'" (Int. No. 634), reported the same with the following recommendations:

Amend the title so as to read as follows:

"An act to amend chapter six hundred and fourteen of the laws of eighteen hundred and eighty-seven, entitled 'An act to establish a police pension fund for the city of Rochester,' relative to taxes, fines and penalties incurred under the liquor tax law."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 661) entitled "An act to amend chapter 416 of the Laws of 1893, entitled 'An act in relation to the city court of Yonkers'" (Int. No. 598), reported the same with the following recommendations:

Amend title to read as follows:

"An act to amend chapter four hundred and sixteen of the laws of eighteen hundred and ninety-three, entitled 'An act in relation to the city court of Yonkers,' relative to executions issued out of said court."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to legalize, ratify and confirm an issue of bonds of the village of Ilion, in the county of Herkimer, in the amount of \$30,000, issued for the purpose of constructing an electric lighting plant in and for said village; and to legalize the special election held on March 6th, in the year 1900, and all proceedings connected therewith, under which said bonds are issued." (No. 717, Int. 455.)

"An act to amend the Greater New York charter, relating to the municipal court." (No. 715, Int. No. 223.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of William Dinehart against the State of New York, for injuries alleged to have been sustained on the towing path of the Erie canal, near the village of Canastota, N. Y., in the month of November, 1897, and to render judgment therefor." (No. 716, Int. No. 318.)

"An act to provide for the repairing and the extension and enlargement of a sea wall heretofore built by the State and to prevent inundation and overflowing of the uplands between the villages of East Marion and Orient, in the town of Southold, Suffolk county, from encroachments by the sea and making an appropriation therefor." (No. 714, Int. No. 220.)

The bill (No. 599) entitled "An act to amend the Greater New York charter, relating to the Municipal Court of the city of New York" (Int. No. 129), having been announced for a third reading,

Mr. McKeown moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 4, after line 25, insert the following: "Nothing in this act contained shall be construed to abridge the term of office of any clerk who has been appointed for a term of six years."

Mr. Speaker put the question whether the House would agree to said motion of Mr. McKeown, and it was determined in the negative.

{	AYES	32	}
{	NOES	79	}

Those who voted in the affirmative, were

Bradley	Fitzgerald	Holsten	McInerney	Rider
Bruckner	Fitzpatrick	Honeck	McKeown	Sanders
Daly	Frisbie	Hyman	O'Connell	Scanlon

Delaney	Geoghan	Juengst	Prince	Smith J E
Dickey	Halpin	Kelly	Reilley	Sullivan
Duross	Harburger	Mathews	Richter	Van Name
Egan	Hawkins			

Those who voted in the negative, were

Adams	Darrison	Hammond	O'Malley	Smith J L
Adler	Davis	Harris	Orr	Smith J T
Ahern	DeGraw	Henry	Patton	Smith S W
Apgar	Dickinson	Hitchcock	Phillips	Smith W H
Baker	Doughty	Irwin	Phipps	Snyder
Bennet	Ellis	Kelsey	Platt	Swarts
Brill	Everett	Knipp	Price	Swift
Brooks	Fancher	Landon	Rainey	Thorn
Bryan	Fish	Leggett	Robinson	Traub
Burnett	Fisher	Lewis M E	Rodenbeck	Treat
Cadin	Fowler	Mains	Rogers	Waite
Conger	Galbraith	Mansfield	Ross	Walrath
Cook	Gardiner R	McMillan	Ruehl	Weber
Costello	Gardner C J	McQuade	Schneider	Weekes
Cotton	Graeff	Morgan	Seymour	Wilson H
Coughtry	Hallock	O'Brien	Sherer	

Said bill was then read the third time, having been printed, and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 39 }

Those who voted in the affirmative, were

Adams	Ellis	Knipp	Phipps	Smith J L
Adler	Everett	Landon	Plank	Smith J T
Ahern	Fancher	Leggett	Platt	Smith S W
Apgar	Fisher	Lewis M E	Price	Smith W H
Baker	Fordyce	Lewis T D	Rainey	Snyder
Bennet	Galbraith	Mains	Remsen	Stevens
Brill	Gardner C J	Mansfield	Reynolds	Swarts
Brooks	Graeff	Marson	Roberts	Swift
Bryan	Griffith	McMillan	Robinson	Thorn
Cadin	Hallock	McQuade	Rodenbeck	Traub
Cooley	Hammond	Morgan	Rogers	Treat
Coons	Hanford	Nye	Ross	Vacheron

Coughtry	Harris	O'Brien	Ruehl	Waite
Darrison	Hatch	O'Malley	Salyerds	Walrath
Davis	Henry	Orr	Seymour	Weber
DeGraw	Hitchcock	Patton	Sherer	Weekes
Dickinson	Irwin	Phillips	Smith A R	Wilson H
Doughty	Kelsey			

Those who voted in the negative, were

Bruckner	Geoghan	Juengst	Meister	Sanders
Daly	Halpin	Kaiser	O'Connell	Scanlon
Delaney	Harburger	Keenan	Poth	Smith J E
Dickey	Hasenflug	Kelly	Prince	Sullivan
Duross	Hawkins	Lynn	Reilley	Ulmann
Fitzgerald	Holsten	Mathews	Richter	Van Name
Fitzpatrick	Honeck	McInerney	Rider	Wilson W H
Frisbie	Hyman	McKeown	Rierdon	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 582) entitled "An act to amend chapter 135 of the Laws of 1884, relative to the publication of notices of tax sales in the county of Erie" (Int. No. 535), having been announced for a third reading,

On motion of Mr. Cook, said bill was recommitted to the committee on internal affairs, retaining its place on the order of third reading.

The bill (No. 116) entitled "An act to amend chapter 337 of the Laws of 1893, relative to the appointment of trust companies as guardian, trustee or administrator" (Int. No. 116), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Geoghan	McKeown	Ruehl
Adler	Costello	Hammond	McQuade	Salyerds
Ahern	Cotton	Harburger	Meister	Scanlon
Alds	Coughtry	Hasenflug	Nye	Seymour

Allston	Darrison	Hawkins	O'Brien	Sherer
Apgar	Davis	Hitchcock	O'Connell	Smith A R
Axtell	DeGraw	Holsten	Orr	Smith J L
Babcock	Dempsey	Hyman	Patton	Smith J T
Baker	Dickey	Juengst	Phillips	Smith S W
Baum	Dickinson	Kaiser	Phipps	Smith W H
Bedell	Doughty	Keenan	Plank	Snyder
Bell	Dusinbery	Kelly	Poth	Stevens
Bennet	Egan	Kelsey	Prince	Swarts
Blackwell	Everett	Knipp	Rainey	Swift
Brill	Fish	Landon	Reilley	Treat
Brooks	Fitzgerald	Leggett	Reynolds	Ulmann
Bruckner	Fitzpatrick	Lewis M E	Richter	Van Name
Bryan	Fowler	Lewis T D	Rider	Waite
Burnett	Frisbie	Mains	Roberts	Weber
Burns	Gardiner R	Mansfield	Robinson	Weekes
Cadin	Gardner C J	Marson	Rodenbeck	Wilson H
Cook	Graeff	McInerney	Ross	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 535) entitled "An act to amend chapter 357 of the Laws of 1887, in relation to the receiver of taxes and assessments in the town of Cortlandt and village of Peekskill" (Int. No. 499), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Gardner C J	Mains	Rodenbeck
Adler	Coons	Graeff	Marson	Rogers
Ahern	Costello	Griffith	McInerney	Ross
Allds	Cotton	Hallock	McMillan	Ruehl
Allston	Coughtry	Hammond	Meister	Scanlon
Apgar	Darrison	Hanford	Morgan	Schneider
Axtell	Davis	Hasenflug	O'Brien	Sherer
Babcock	Delaney	Hatch	O'Malley	Smith A R

Baker	Dempsey	Henry	Orr	Smith J E
Baum	Dickinson	Hitchcock	Patton	Smith J T
Bedell	Doughty	Honeck	Phillips	Smith W H
Bell	Duross	Juengst	Plank	Stevens
Bennet	Egan	Kaiser	Platt	Sullivan
Blackwell	Everett	Kelly	Price	Swift
Bradley	Fancher	Kelsey	Rainey	Traub
Brooks	Fisher	Knipp	Reilley	Ulmann
Bruckner	Fitzpatrick	Landon	Richter	Vacheron
Bryan	Fordyce	Leggett	Reynolds	Waite
Burnett	Fowler	Lewis M E	Rider	Weber
Burns	Galbraith	Lewis T D	Roberts	Wilson H
Cadin	Gardiner R	Lynn	Robinson	Wilson W H
Conger				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 319) entitled "An act to change the name of 'The Hartshorn Presbyterian church,' in Hornellsville, New York, to the 'Westminister Presbyterian church of Hornellsville, New York'" (Int. No. 319), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Conger	Geoghan	McKeown	Ruehl
Adler	Cooley	Graeff	McQuade	Salyerds
Ahern	Costello	Hallock	Meister	Sanders
Allds	Cotton	Hammond	Nye	Schneider
Allston	Daly	Hanford	O'Connell	Sherer
Apgar	Darrison	Harris	O'Malley	Smith A R
Axtell	Davis	Hatch	Patton	Smith J L
Babcock	Delaney	Henry	Phillips	Smith J T
Baker	Dempsey	Holsten	Plank	Smith S W
Baum	Dickinson	Hyman	Platt	Smith W H
Bedell	Dooling	Irwin	Poth	Snyder
Bell	Duross	Juengst	Price	Sullivan

Bennet	Dusinbery	Kelly	Rainey	Swift
Blackwell	Egan	Kelsey	Reilley	Traub
Bradley	Ellis	Knipp	Reynolds	Ulmann
Brill	Fancher	Landon	Richter	Vacheron
Brooks	Fisher	Leggett	Rider	Van Name
Bruckner	Fitzgerald	Lewis T D	Roberts	Walrath
Bryan	Fordyce	Lynn	Robinson	Weber
Burnett	Fowler	Mains	Rodenbeck	Weekes
Burns	Frisbie	Marson	Rogers	Wilson H
Cadin	Gardiner R	Mathews	Ross	Wilson W H

Mr. Hatch moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dempsey	Hawkins	Morgan	Sanders
Adler	Dickey	Hitchcock	O'Brien	Schneider
Ahern	Dooling	Holsten	O'Malley	Seymour
Allds	Duross	Honeck	Patton	Sherer
Apgar	Egan	Juengst	Phillips	Smith A R
Babcock	Everett	Keenan	Plank	Smith J T
Baker	Fish	Kelly	Platt	Smith S W
Bedell	Fisher	Kelsey	Price	Smith W H
Bennet	Fitzpatrick	Landon	Prince	Sullivan
Brill	Fowler	Lewis M E	Remsen	Swarts
Brooks	Galbraith	Lewis T D	Reynolds	Thorn
Bryan	Gardiner R	Lynn	Rider	Treat
Burns	Geoghan	Mains	Roberts	Ulmann
Conger	Graeff	Marson	Robinson	Van Name
Cooley	Griffith	Mathews	Rogers	Walrath
Costello	Halpin	McKeown	Ross	Weekes
Coughtry	Hanford	McQuade	Ruehl	Wilson H
Darrison	Harris	Meister	Salyerds	Wilson W H
DeGraw	Hatch			

On motion of Mr. Hatch, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 527) entitled "An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians" (Int. No. 491), having been announced for a third reading,

On motion of Mr. Henry, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 518) entitled "An act for the relief of Jacob Markey and to ratify and confirm his appointment as a member of the police force of the city of Rochester" (Int. No. 482), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Fowler	Irwin	Remsen
Adler	Daly	Frisbie	Juengst	Rider
Allds	Darrison	Galbraith	Kaiser	Rierdon
Allston	DeGraw	Gardiner R	Knipp	Robinson
Apgar	Delaney	Gardner C J	Landon	Ross
Babcock	Dempsey	Geoghan	Lewis M E	Salyerds
Baker	Dickinson	Graeff	Lynn	Scanlon
Baum	Dooling	Halpin	Mansfield	Smith A R
Bell	Doughty	Hanford	Mathews	Smith J E
Bennet	Duross	Harburger	McKeown	Smith J T
Bradley	Dusinbery	Harris	McQuade	Smith W H
Brill	Egan	Hasenflug	Morgan	Sullivan
Brooks	Ellis	Hatch	O'Brien	Swift
Bryan	Everett	Hawkins	O'Connell	Traub
Burnett	Fancher	Henry	Patton	Treat
Burns	Fish	Hitchcock	Phipps	Vacheron
Conger	Fisher	Holsten	Platt	Van Name
Cook	Fitzgerald	Honeck	Price	Walrath
Cooley	Fordyce	Hyman	Prince	Weekes
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 121) entitled "An act for the relief of the First Universalist Society of Mount Vernon, N. Y., a religious corporation" (Int. No. 121), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 4 }

Those who voted in the affirmative, were

Adams	Egan	Hitchcock,	Patton	Sanders
Adler	Ellis	Honeck	Phillips	Scanlon
Ahern	Everett	Juengst	Phipps	Schneider
Apgar	Fancher	Kelly	Platt	Seymour
Bennet	Fitzgerald	Knipp	Poth	Smith J E
Brill	Fordyce	Landon	Price	Smith J L
Bruckner	Frisbie	Lewis T D	Prince	Smith S W
Cadin	Galbraith	Lynn	Rainey	Smith W H
Conger	Gardiner R	Mains	Reilley	Snyder
Cook	Gardner C J	Mansfield	Remsen	Stevens
Cooley	Hallock	Marson	Richter	Sullivan
Costello	Halpin	McInerney	Rider	Traub
Coughtry	Hammond	McKeown	Robinson	Treat
Darrison	Harburger	McQuade	Rodenbeck	Vacheron
DeGraw	Hasenflug	Morgan	Rogers	Waite
Delaney	Hatch	O'Brien	Ruehl	Weber
Dickinson	Hawkins	Orr	Salyerds	Wilson H
Doughty	Henry			

Those who voted in the negative, were

Davis	Fish	Smith J T	Swift
-------	------	-----------	-------

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 622) entitled "An act to provide for rebuilding and equipping the State Normal and Training School at Fredonia, and making an appropriation therefor" (Int. No. 567), was read the third time, having been printed and upon the desks of the

members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES	91 }
{ NOES	00 }

Those who voted in the affirmative, were

Adams	Dickey	Henry	O'Brien	Salverds
Adler	Dickinson	Hitchcock	O'Connell	Sanders
Ahern	Doughty	Hyman	O'Malley	Scanlon
Allston	Dusinbery	Juengst	Orr	Seymour
Axtell	Egan	Keenan	Phillips	Smith A R
Baker	Everett	Kelly	Phipps	Smith J L
Bell	Fancher	Kelsey	Plank	Smith S W
Bradley	Fish	Landon	Platt	Snyder
Bennet	Fordyce	Leggett	Prince	Stevens
Brill	Frisbie	Lewis T D	Rainey	Swarts
Brooks	Galbraith	Mains	Remsen	Thorn
Bruckner	Gardner C J	Mansfield	Reynolds	Traub
Cadin	Graeff	Marson	Rider	Ulmann
Cooley	Griffith	McKeown	Roberts	Van Name
Costello	Hammond	McMillan	Robinson	Walrath
Coughtry	Harburger	McQuade	Rodenbeck	Weber
Darrison	Harris	Morgan	Ross	Wilson H
Davis	Hatch	Nye	Ruehl	Wilson W H
DeGraw				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 126) entitled "An act to repeal chapter 234 of the Laws of 1876, entitled 'An act in relation to the collection of taxes in the towns of North Hempstead and Oyster Bay in the county of Queens' and the various acts amendatory thereof or supplemental thereto" (Rec. No. 19), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hasenflug	O'Connell	Scanlon
Adler	Darrison	Hawkins	Orr	Schneider
Allds	Davis	Hitchcock	Patton	Seymour
Allston	DeGraw	Hyman	Phipps	Smith A R
Apgar	Delaney	Juengst	Platt	Smith J T
Babcock	Dickey	Keenan	Prince	Smith S W
Baum	Dooling	Kelly	Rainey	Smith W H
Bedell	Egan	Knipp	Reilley	Snyder
Bell	Everett	Lewis T D	Reynolds	Swarts
Bennet	Fancher	Lynn	Richter	Swift
Bradley	Fisher	Mains	Rider	Thorn
Brooks	Fordyce	Mansfield	Rierdon	Traub
Burnett	Galbraith	McInerney	Roberts	Treat
Cadin	Gardner C J	McMillan	Robinson	Vacheron
Conger	Geoghan	McQuade	Rodenbeck	Waite
Cooley	Griffith	Morgan	Rogers	Walrath
Coons	Halpin	Nye	Ross	Weber
Cotton	Harburger	O'Brien	Salverds	Wilson H

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 65) entitled "An act authorizing the village of Fulton to repay certain moneys expended in its behalf" (Rec. No. 4), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 97 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McQuade	Ruehl
Adler	Darrison	Harburger	Morgan	Sanders
Ahern	DeGraw	Harris	O'Brien	Schneider
Allds	Dempsey	Hatch	O'Malley	Seymour
Allston	Dickinson	Hawkins	Patton	Sherer
Apgar	Doughty	Hitchcock	Phillips	Smith J E
Babcock	Duross	Holsten	Phipps	Smith J L
Baum	Dusinbery	Hyman	Plank	Smith J T
Bedell	Ellis	Juengst	Poth	Smith W H
Bell	Everett	Keenan	Price	Snyder
Blackwell	Fisher	Kelly	Rainey	Stevens
Bradley	Fitzgerald	Kelsey	Remsen	Swarts
Brill	Fitzpatrick	Landon	Reynolds	Thorn
Bruckner	Fordyce	Lewis M E	Richter	Traub
Burnett	Fowler	Lewis T D	Rider	Vacheron
Burns	Galbraith	Mains	Roberts	Waite
Conger	Gardner C J	Marson	Rodenbeck	Walrath
Cooley	Geoghan	Mathews	Rogers	Weekes
Costello	Graeff	McInerney	Ross	Wilson W H
Coughtry	Hallock			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Pursuant to notice Mr. Bennet called up the bill (No. 316) entitled "An act to amend section 7 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens constituting chapter 49 of the general laws,' in relation to advance payments" (Int. No. 316), heretofore laid aside on the order of third reading. Said bill having been announced for third reading.

On motion of Mr. Bennet and by unanimous consent, said bill was ordered placed on the third reading calendar for to-morrow.

Pursuant to notice Mr. Kelsey called up the bill (No. 24) entitled "An act to abolish the bureau of elections in the police department of the city of New York, and to create and establish a board of elections in said city" (Int. No. 24), heretofore laid aside on the order of third reading. Said bill having been announced for third reading.

Mr. Kelsey moved that said bill be recommitted to the committee on affairs of cities with instructions to report the same forthwith amended as follows, by substituting therefor the following bill:

AN ACT to amend the election law, in relation to election boards and officers.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section five of the election law, being chapter nine hundred and nine of the laws of eighteen hundred and ninety-six, entitled "An act in relation to the elections, constituting chapter six of the general laws, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

§ 5. Notices of elections by secretary of state and county clerk.—The secretary of state shall, at least three months before each general election, make and transmit to the county clerk of each county, and the [police] board of elections of the city of New York, a notice under his hand and official seal, stating the day upon which such election shall be held, and stating each officer, except city, village and town officers, who may be lawfully voted for at such election by the electors of such county or any part thereof. If any such officer is to be elected to fill a vacancy, the notice shall so state. The secretary of state shall forthwith, upon the filing in his office of the governor's proclamation ordering a special election, make and transmit to each county clerk and to the [police] board of elections of the city of New York, a like notice of the officers to be voted for at such special election in such county or city or any part thereof, and cause such proclamation to be published in the newspapers published in such county having large circulation therein, at least once a week until such election shall be held. Each county clerk shall forthwith, upon the receipt of either such notice, file and record it in his office, and shall cause a copy of such notice to be published once in each week until the election therein specified in the newspapers designated to publish election notices. He shall also publish as a part of such notice, each city, village and town officer who may lawfully be voted for at such election by the electors of such county or any part thereof.

§ 2. Section six of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

§ 6. Notice of submission of proposed constitutional amendments or other propositions or questions.—Every amendment to the constitution proposed by the legislature, unless otherwise provided by law, shall be submitted to the people for approval at the next general election, after action by the legislature in accordance with the constitution; and whenever any such proposed amendment to the constitution or other proposition, or question provided by law to be submitted to a popular vote, shall be submitted to the people for their approval, the secretary of state shall include in his notice to the county clerk and the [police] board of elections of the city of New York, of the general election, a copy of such amendment, proposition or question, and if more than one such amendment, proposition or question is to be voted upon at such election, such amendment, proposition or question, respectively, shall be separately and consecutively numbered. If such amendment, proposition or question is to be submitted at a special election, the secretary of state shall, at least twenty days before the election, make and transmit to each county clerk and the [police] board of elections of the city of New York a like notice. Each county clerk shall, forthwith upon the receipt of such notice, file and record it in his office, and shall cause a copy of such notice to be published once a week until the election therein specified, in the newspapers designated to publish election notices.

§ 3. Section eight of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven and chapter six hundred and forty-eight of the laws of nineteen hundred, is hereby amended to read as follows:

§ 8. Creation, division and alteration of election districts.—Every town or ward of a city not subdivided into election districts shall be an election district. The town board of every town containing more than four hundred electors, and the common council of every city except New York, in which there shall be a ward containing more than four hundred electors, shall, on or before the first day of July in each year, whenever necessary so to do, divide such town or ward respectively into election districts, each of which shall be compact in form, wholly within the town or ward, and shall contain respectively as near as may be, four hundred electors, but no such ward or town shall be again divided into election districts until, at some general election, the number of votes cast in one or more districts thereof shall exceed six hundred; and in such case the redivision shall apply only to the town or ward in which such district is situated. If any part of a city shall be within a town, the town board shall divide into election districts only that part of the town which is outside of

the city. No election district including any part of a city shall include any part of a town outside of a city. A town or ward of a city containing less than four hundred electors may, at least thirty days before the election or appointment of inspectors of election of such town or ward, be divided into election districts by the board or other body charged with such duty when, in the judgment of such board or body, the convenience of the electors shall be promoted thereby. The creation, division or alteration of an election district outside of a city shall take effect immediately after the next town meeting, and at such next town meeting inspectors of election shall be elected for each election district as constituted by such creation, division or alteration. If the creation, division or alteration of an election district is rendered necessary by the creation, division or alteration of a town, or ward of a city, it shall take effect immediately, but a new town or ward shall not be created, and no new town or ward shall be subdivided into election districts between the first day of August of any year, and the day of the general election next thereafter. If inspectors are not elected or appointed for such district outside of a city before September the first next thereafter, the town board of the town shall appoint four inspectors of election for such district. If a town shall include a city, or a portion of a city, only such election districts as are wholly outside of the city shall be deemed election districts of the town, except for the purpose of town meetings. The [police] board of elections of the city of New York shall divide such city into election districts on or before the first day of July in any year whenever necessary so to do as hereinafter provided. The election districts existing pursuant to the provisions of law [in the year eighteen hundred and ninety-seven] in the counties [of New York and Kings] within the city of New York, shall continue with their present boundaries, so far as possible, until at some general or city election the number of registered electors therein shall exceed six hundred and fifty, provided, however, that any election district containing less than seventy-five electors in such counties, made necessary by the crossing of congressional lines with other political divisions, may be consolidated with contiguous election districts in any year when no representative in congress is to be voted for in such districts. On or before the first day of July in [the] every year [eighteen hundred and ninety-eight] the [police] board of elections of the city of New York shall divide [that portion of such city that is outside the counties of New York and Kings into election districts which shall be compact in form and shall contain as near as may be four hundred electors as shown by the registration of electors

for the general election held therein in the year eighteen hundred and ninety-seven] each election district of said city which contains more than six hundred and fifty electors, as shown by the registration of electors for the election of the preceding year, into two election districts. Such election districts so established in the city of New York shall not again be changed until at some general election [for the office of governor] the number of registered electors therein shall exceed six hundred and fifty, except where changes are made necessary by a change in the boundaries of congressional, senate, or assembly districts or ward lines, provided, however, that when the number of registered electors in any election district shall for two consecutive years, be less than two hundred and fifty, such district may be consolidated with contiguous election districts in the discretion of said [police] board of elections. In that portion of the city of New York within the county of New York each election district shall be compact in form, entirely within an assembly district and numbered in consecutive order therein respectively. In that portion of the city of New York outside of the county of New York each election district shall be compact in form, entirely within a ward and numbered in consecutive order therein respectively. [Except as heretofore provided n] No election district shall contain portions of two counties, or two congressional, senate or assembly districts or two wards. Each town and each part of a town included in the city of New York, as constituted by the Greater New York charter, shall be respectively deemed to be a ward within the meaning of this section.

§ 4. Section ten of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

§ 10. Designation of places for registry and voting, publication of same; and provision of furniture therefor.—On the first Tuesday of September in each year, the town board of each town, and the common council of each city, except New York, and the [police] board of elections of the city of New York, shall designate the place in each election district in the city or town at which the meeting for the registration of electors and the election shall be held during the year. Each room so designated shall be of a reasonable size, sufficient to admit and comfortably accommodate at least ten electors at a time outside of the guard rails. No building, or part of a building, shall be so designated in any city if within thirty days before such designation, intoxicating liquors, ale or beer, shall have been sold in any part thereof. No room shall be designated elsewhere in a city, if within thirty days before such designation, intoxicating liquors, ale or beer,

shall have been sold in such room, or in a room adjoining thereto, with a door or passage-way between the two rooms. No intoxicating liquors, ale or beer shall be sold in such building in a city or such room or adjoining room elsewhere after such designation and before the general election next thereafter, or be allowed in any room in which an election is held during the day of the election or the canvass of the votes. Any person or persons violating the provisions of this section shall be deemed guilty of a misdemeanor. If any place so designated shall thereafter and before the close of the election be destroyed, or for any reason become unfit for use, or can not for any reason be used for such purpose, the officers charged with the designation of a place for such election shall forthwith designate some other suitable place for holding such election. Not more than one polling place shall be in the same room, and not more than two polling places shall be in the same building. The officers authorized to designate such places in any town or city, shall provide for each polling place at such election, the necessary ballot and other boxes, guard rails, voting booths and supplies therein, and the other furniture of such polling place, necessary for the lawful conduct of each election thereat, shall preserve the same when not in use, and shall deliver all such ballot and other boxes for each polling place, with the keys thereof, to the inspectors of election of each election district at least one-half hour before the opening of the polls at each election. The officers authorized to designate the registration and polling places in any city, except the city of New York, shall cause to be published in two newspapers within such city a list of such places so designated, and the boundaries of each election district in which such registration and polling place is located. Such publication shall be made in the newspapers so selected upon each day of registration and the day of election, and on the day prior to each such days. One of such newspapers so selected shall be one which advocates the principles of the political party polling the highest number of votes in the state at the last preceding election for governor, and the other newspaper so designated shall be one which advocates the principles of the political party polling the next highest number of votes for governor at said election. The [police] board of elections of the city of New York shall cause to be published in two newspapers in each borough [county wholly or partly] within such city a list of the registration and polling places so designated in each borough [in such respective counties] and the boundaries of each election district therein in which such registration and polling place is located [; except that in the borough of Brooklyn, such publication shall be made in the newspapers designated to

publish corporation notices therein]. Such publication shall be made in such newspapers upon each day of registration and the day of election and on the day prior to each of such days. Such publications shall be made in the newspapers published in such boroughs [counties] which shall respectively advocate the principles of the political parties which at the last preceding election for governor respectively cast the largest and next largest number of votes in the state for such office. The said [police] board shall also cause to be published in the City Record on or before the first day of registration in each year a complete list of all the registration and polling places so designated and the boundaries of the election districts in which such places are located arranged in numerical order under the designation of the respective boroughs in which they are located. In selecting the newspapers in which such publications are to be made the said board shall keep in view the object of giving the widest publicity thereto.

§ 5. Section eleven of said act, as amended by chapter four hundred and ten of the laws of eighteen hundred and ninety-seven, chapter three hundred and thirty-five of the laws of eighteen hundred and ninety-eight and chapter six hundred and thirty of the laws of eighteen hundred and ninety-nine, is hereby amended to read as follows:

§ 11. Election officers; designation, number and qualifications.—Subdivision 1. There shall be in every election district of this state the following election officers, namely, four inspectors, two poll clerks and two ballot clerks, whose term of office shall be for one year from the date of their appointment or election, and who shall serve at every general election, special or other election held within their districts during such term. No person shall be appointed or elected an inspector of election, poll clerk or ballot clerk who is not a qualified elector of the county if within the city of New York, or of the city, if in any other city, or of the election district of the town in which he is to serve, of good character, able to speak and read the English language understandingly, and to write it legibly, and who does not possess a general knowledge of the duties of the office to which he is elected or appointed, or who is a candidate for any office to be voted for by the electors of the district in which he is to serve, other than that of inspector of elections; or, who has been convicted of a felony and not restored to citizenship, or who holds any public office, except notary public or commissioner of deeds, town or village assessor, justice of the peace, village trustee, water commissioner, officer of a school district, overseer of highway,

whether elected or appointed or who is employed in any public office or by any public officer whose services are paid for out of the public money other than is excepted herein. Each class of such officers shall be equally divided between the two political parties which at the general election next preceding that for which such officers are to serve, cast the highest and the next highest number of votes. Where election officers are appointed the qualifications required of them by this section shall be determined by an examination by or under the direction of the appointing board or officer.

Subdivision 2. Boards of elections established.—a. There shall be, and there is hereby established, a board of elections in every city of the first class in this state which does, or shall, contain within its boundaries one or more counties. The said board shall consist of four persons to be known and designated as commissioners of elections. Each of the said boards of elections shall be and are hereby charged with the duty of executing the provisions of the laws relating to all elections held within their respective cities, except as otherwise provided by law.

b. All such commissioners of elections shall be appointed by the mayor of the city, and shall hold office for a term of two years, except as hereinafter provided. Each of the said commissioners of elections shall be at the time of his appointment a resident of and a qualified elector of such city. No commissioner of elections shall hold any other office, except commissioner of deeds or notary public, during his term of office, nor shall he be a candidate for any elective office during such term, and any votes cast for any person for office, who shall have been a commissioner of elections within one hundred days of the election at which such votes were cast, shall be void and shall not be counted. A commissioner of elections may be removed from office by the governor for cause in the same manner as a sheriff. Any vacancy in the office of commissioner of elections shall be filled by the mayor of the city within five days after the vacancy has been created, and the person appointed to fill such vacancy shall hold office during the balance of the term of the commissioner in whose place he was appointed. At their first meeting the commissioners of elections shall organize as a board by electing one of their number as president and one as secretary, and in case no election can be had the members shall draw lots for such places. The board shall have power to adopt such rules and regulations for the control and conduct of the affairs of such board and of its employes as are not inconsistent with or in violation of law. The board shall keep a record of their proceedings and shall make an annual report in the month

of December of the affairs and proceedings of said board to the mayor of the city.

c. Within ten days after this act shall take effect the mayor of the city of New York shall appoint four persons as commissioners of elections, each of whom, at the time of his appointment, shall be a resident and qualified elector of the city of New York, and not more than two of whom shall belong to the same political party, or be of the same political opinion on state or national politics. The term of office of the commissioners so appointed shall be from the date of their appointment to twelve o'clock noon of January first, nineteen hundred and three, or until their successors have qualified. Upon the expiration of the term of office of the commissioners first appointed, and every two years thereafter, the mayor of the city of New York shall appoint four persons as commissioners of elections for the full term of two years, each of whom shall be as above provided a resident and qualified elector of the city of New York and not more than two of whom shall belong to the same political party or be of the same political opinion on state or national politics. The salary of each commissioner of elections shall be five thousand dollars a year, payable in equal monthly installments.

d. Within five days after this act takes effect, the respective chairmen of the county committees, within the counties of New York and Kings, of each of the two political parties which at the general election held in the year nineteen hundred cast the highest and the next highest number of votes for governor, shall each respectively file or cause to be filed with the mayor of the city of New York a certificate, duly executed over the signature of the chairman who makes the same, which certificate shall certify to the mayor of such city the name of a person who is a resident and qualified elector of the city of New York and who shall be recommended by the chairman making such certificate as being in his opinion, and in the opinion of the committee of which he is the chairman, a fit and proper person to be appointed a commissioner of elections. Each of such four certificates shall be substantially in the following form, to-wit:

"To Honorable,

Mayor of the City of New York.

I,, chairman of the county committee of the party, for the county of, do hereby, in accordance with the provisions of paragraph d of subdivision two of section eleven of the election law, certify that in my opinion and in the opinion of the said committee,, a resident and qualified elector of the borough of, city of New York, is a fit and proper person to be appointed a com-

missioner of elections, and I do hereby recommend him for appointment to said office. In witness whereof, I have made and executed this certificate, this day of, 19..”

Each of such certificates shall be duly acknowledged by the person executing the same, before a notary public or other officer authorized to take acknowledgments to deeds for record in this state. At least five days before the first day of January, nineteen hundred and three, and at least five days before the first day of January of each second year thereafter, the respective chairmen of the county committees, within the counties of New York and Kings, of each of the two political parties which at the general election last preceding the date of such certificate cast the highest and the next highest number of votes for governor, shall each respectively make and file or cause to be filed with the mayor of the city of New York, a certificate in substantially the form and executed and acknowledged as above provided, each of which four certificates shall respectively certify the name of a person who is a resident and qualified elector of the city of New York and who is recommended as a fit and proper person to be appointed a commissioner of elections for the term of two years beginning with the first day of January next ensuing. If at any time a vacancy arises in the office of commissioner of elections, through death, resignation, removal or inability to serve, the chairman of the county committee of the political party to which the commissioner creating such vacancy belonged, for the county of New York, if the commissioner creating such vacancy was a resident of the borough of Manhattan or of the borough of the Bronx of said city, or for the county of Kings if the commissioner creating such vacancy was a resident of any other borough of said city, shall make and file or cause to be filed with the mayor of the city of New York, a certificate in substantially the form and executed and acknowledged as above provided, certifying and recommending the name of a person, who is a resident and qualified elector of said city, as a fit and proper person to be appointed a commissioner of elections for the unexpired term of the commissioner creating such vacancy. At least two days time, after a vacancy has been created, for the making and filing of the certificate above provided for, shall be afforded by the mayor, before making any appointment to fill such vacancy, to the person upon whom the duty is imposed hereunder to make said certificate and file the same or cause the same to be filed.

e. Each and every certificate filed with the mayor of the city of New York in pursuance of the provisions of this act, shall be kept by the mayor in some safe and secure place in his office, and shall be a public record open at all reasonable hours to the inspection

of any person who may desire to see the same, it being the intention of this act, and said intention is hereby declared, to secure in the appointment of the members of the board of elections established by this act, equal representation of the two political parties which at the general election next preceding such appointment cast the highest and the next highest number of votes for governor, and the committees and chairmen of committees of which political parties have been duly elected as such under and in pursuance of the provisions of the primary election law.

f. The bureau in the police department of the city of New York, heretofore known and designated as the general bureau of elections, and the branches of said general bureau in the boroughs of the Bronx, Brooklyn, Richmond and Queens, together with the office of superintendent of elections of the city of New York, and the offices of the chiefs of the branch bureaus of elections in said respective boroughs, are hereby abolished, and all of the rights, powers, authority, duties and obligations immediately heretofore by law vested in and imposed upon the said bureau and branch bureaus, together with every right, power, authority, duty and obligation immediately heretofore by law vested in and imposed upon the police board of the city of New York, its successor or successors, with respect to general, special or primary elections, shall forthwith by force of and as an effect of this chapter be transferred to, imposed upon and continued in the board of elections of the city of New York hereby created.

g. All books, documents, papers, records and election appliances or appurtenances held or used by or under the control of the superintendent of elections and the chiefs of the branch bureaus of elections or under the control of the police board of the city of New York, its successors, or successor, shall be transferred to the care, custody and control of the board of elections upon demand by said board.

h. So far as practicable and necessary the chief clerks, clerks, assistant clerks and stenographers attached to and in the service of the general bureau of elections of the city of New York and of the branches of said general bureau in the respective boroughs at the time this act shall take effect shall be continued in the service and employment of the board of elections with the same salaries and, so far as practicable, the same duties until the first day of April, nineteen hundred and one, unless otherwise provided by the board of elections, which board shall have power to fix the number, salaries, duties and rank of such chief clerks, clerks, assistant clerks and stenographers and to appoint and remove and to fix the salaries of all employes of said board.

i. The board of elections shall have power to provide and maintain an office for such board in the borough of Manhattan which

shall be the headquarters of said board, and to furnish the same with necessary furniture and office fixtures, and shall also provide, maintain and furnish an office in each borough of the city of New York and shall place the same in the charge of a chief clerk. The general office of the board of elections shall, until otherwise located with the consent of the board of elections, be located at police headquarters, in the borough of Manhattan which shall be the headquarters of said board as hereinbefore provided, and the several branch offices or bureaus of elections shall continue to be located in the rooms now occupied by them in the various boroughs of the city of New York, or be removed to other suitable locations in the respective boroughs. Said board of elections shall have full and complete control of the said bureaus of elections and of all the offices, employes, affairs and administration of said bureaus. Every report, statement, certificate, notice, document or paper which was immediately heretofore by the election law required or provided to be made, transmitted, rendered or delivered to or filed with the said board of police or superintendent of elections is hereby required to be made, transmitted, rendered or delivered to or filed with the said board of elections. Every provision of law relating to the doing of such acts or to the making and transmitting, rendering, delivering or filing such reports, statements, certificates, notices, documents or papers or to the effect thereof, or providing that other things shall be done in conjunction therewith or consequent thereon, shall, with the same force and effect apply to and operate upon the doing of such acts by the board of elections, and the making, transmitting, rendering, delivering or filing of such reports, statements, certificates, notices, documents or papers with said board. It shall be the duty of the commissioner of police and the officers and members of the police force, whenever called upon by the board of elections to render to said board all practicable assistance in the enforcement of the election and the primary election law, including the use of the police telephone service. The commissioner of police shall detail to the service of the board of elections upon its written request such patrolmen and other members of the police force as may be necessary from time to time for the faithful performance by said board of its functions and duties. All copies of police reports to commanding officers of precincts under subdivision three, of section thirty-two, of the election law, shall be forthwith transmitted by the precinct commander to the board of elections. All statements of canvass delivered to any officer in command of a precinct under subdivision three, of section one hundred and ten, of the election law shall be forthwith transmitted by such precinct commander to the board of elections to be by

them preserved with the same force and effect as if preserved by the police.

j. All sums necessary to pay the expenses of the board of elections of the city of New York, including the salaries of the commissioners of elections, chief clerks, clerks, assistant clerks and other employes and to meet and defray the charges and expenses of all elections lawfully held in the city of New York or in any territory included therein, shall be a charge against the said city, and shall upon proper certificates and vouchers be paid in the same manner as by law is provided for the other expenses and charges against the said city. Said charges and expenses, as estimated, shall be included in the annual budget of said city each year and in the yearly taxes levied upon the estates, real and personal, in the city of New York. The comptroller of the city of New York, is hereby authorized and directed to transfer to the credit of the board of elections all monies remaining out of the appropriations for the year nineteen hundred and one, to the credit of the general bureau of elections and its branches, for defraying the expenses of said board of elections and its branches and other election expenses, and such monies shall be paid out upon the authority of the board of elections. Any additional sum needed for the conduct of the business of the board of elections during the year nineteen hundred and one shall be provided by the board of estimate and apportionment of the city of New York, by the sale of bonds or otherwise.

k. The board of elections of the city of New York is hereby authorized and directed, not less than two years after each election, to sell or destroy all registers of electors in the possession of such board; provided, that one copy of such register of electors for each election district shall be excepted and preserved by such board from such sale or destruction. The board of elections is also authorized to sell to the highest bidder the unused ballots furnished for the last preceding election, but such unused ballots shall not be sold until at least six months after the election for which they were provided. All monies realized by sales under this section shall be paid over to the proper fiscal officer of the city of New York to the credit of the account of the board of elections.

l. Sections three hundred and fifty-eight to three hundred and seventy-one inclusive of chapter eight of the Greater New York charter, being chapter three hundred and seventy-eight of the laws of eighteen hundred and ninety-seven, entitled "An act to unite into one municipality under the corporate name of the city of New York the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond

and part of the county of Queens, and to provide for the government thereof," and all other laws or parts of laws inconsistent with or in conflict with this subdivision, whether general, special or local, are hereby repealed.

§ 6. Section twelve of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven and chapter six hundred and thirty of the laws of eighteen hundred and ninety-nine, is hereby amended to read as follows:

§ 12. Appointment of election officers in cities.—The [police] board of elections of the city of New York and the mayor of each other city shall, on or before the first day of September of each year select and appoint election officers for each election district therein, and may fill any vacancy which may occur before the opening of the polls on election day. Each political party entitled to representation in any board of election officers may, not later than the first day of July in each year, file with such board or mayor an original list of persons, members of such party duly qualified to serve as election officers. A supplemental list of persons may also be filed containing not more than ten names for each office. Additional supplemental lists for any election district may be filed at any time before the appointments of such district are made and certified by such board or mayor or when a vacancy shall exist in the original list by reason of the disqualification, resignation, declination or withdrawal of the name by the person or persons submitting the same of any person on such list, and all appointments shall be made from the original list if those named therein are found qualified; if not so qualified, then from a supplemental list so filed. If within ten days after notice in writing by the board or mayor to the chairman of the committee or other person by whom the list is filed or authenticated, such chairman or other person shall neglect to file an additional list, the board or mayor may appoint qualified persons, members of the party in default, to act as election officers. In the city of New York such lists shall be authenticated and filed by the chairman of the executive committee of the county committee of the party in the respective counties within such city; in other cities, by the secretary of the general city or county committee of such party, if there be such a committee, or if not, then by the corresponding officer of any committee performing the usual function of a city or county committee; provided, however, that if in any city more than one such list be submitted in the name or on behalf of the same political party, only that list can be accepted which is authenticated by the proper officer or officers of the faction or section of such party, which was recognized as regular

by the last preceding state convention of such party; or, where no such convention has been held within the year, by the proper officer of the faction or section of said party, which, at the time of the filing of said list is recognized as regular by the state committee of such party, which was organized by or pursuant to the direction of the last preceding state convention of such party. All persons so proposed for appointment shall be examined as to their possessing the qualifications required by section eleven of the election law by or under the direction of the mayor or board, who shall give five days' notice in writing of such examination to the person to be examined, and also the chairman of the committee or other person by whom the list is filed and authenticated, and such chairman or other person may appear and be heard at such examination, either in person or by counsel. If a person so nominated after examination is found qualified, under section eleven of the election law, he shall be appointed to the position for which he was recommended. If a person so proposed is found disqualified after examination, notice in writing to that effect shall be given by the mayor or board within three days after such disqualification is determined by such mayor or board, to the chairman of the committee or other person by whom the list embracing the name of the person so disqualified was authenticated and the vacancy shall be filled by the appointment of a qualified person named in a supplemental list filed on behalf of the same party, except that if a party entitled to representation files no list the appointment may be made without such list, as provided in this section after examination. In the city of New York the members of the board charged with the duty of appointing election officers, who represent the same political party, shall have the exclusive right and be charged with the exclusive duty of selecting from the list submitted, or, in lieu of said list, the members of such party who are to be appointed as election officers. Every person so appointed as an election officer shall, within five days after notice of his appointment, take and subscribe the constitutional and statutory oath of office, which shall be administered, if in the city of New York, by [the superintendent of elections or by the chief of the branch bureau of elections in the borough in which they are appointed to serve, or the chief clerk, or assistant clerk of such bureau designated by the police board to perform such duties] a commissioner of elections, or by any clerk or other employe of said board of elections who shall be designated by said board in writing over the signature of its president to administer said oath of office; and if in any other city, by the mayor thereof or by any other person or persons designated by him

for that purpose; and all of said officers, and every clerk or person so designated by them or him for that purpose, shall be and is hereby authorized [as] and empowered to administer such oath. Every person so sworn as an election officer shall receive a certificate of appointment and qualification, signed by the person who administered the oath, in such form as may be approved by the board or officer by which or whom he was appointed, and specifying the capacity and election district in which he is to serve and to date the expiration of his term of office. Any election officer so appointed may be removed for cause by the board or mayor making the appointment, in which case such removal, unless made while such officer is actually on duty on the day of registration, revision of registration or election, and for improper conduct as election officer, shall only be made after notice in writing to the officers to be removed, which notice shall set forth clearly and distinctly the reasons for his removal. All such vacancies so created shall be filled in the same manner as the original appointment was made. Any election officer who shall at any time be appointed to fill a vacancy, which fact shall be stated in his certificate of appointment, shall hold office only during the unexpired time of his predecessor. No election officer shall be transferred from one election district to another after he has entered upon the performance of his duties, and no election officer shall serve in any county save that in which he shall reside. The chairman of each board of inspectors of each election district shall, within twenty-four hours of any election, furnish to the mayor or board appointing such officers, if required so to do by such mayor or board, under his hand, a certificate stating the number of days of actual service of each member of such board, the names of the persons who served as poll clerks and ballot clerks on election day, and the number of days during which the store, building or room hired for registration and election purposes was actually used for such purposes. Any person acting as such chairman, who shall wilfully make a false certificate shall be guilty of a misdemeanor. Every person appointed as an election officer, failing to take and subscribe the oath of office as hereinbefore [subscribed] described or shall wilfully neglect or refuse to discharge the duties which he was appointed to perform, shall, in addition to the other penalties prescribed by law, be liable to a fine of one hundred dollars, to be sued for and recovered by the mayor or board making the appointment, in a court of record, for the use and benefits of the treasury of such city. Any election officer who, being removed for cause, shall fail upon demand to deliver over to his successor the register of the electors, or any tally sheets, book, paper, memorandum or

document relating to the registration of electors or the election in his possession, so far as he has made it, shall be liable to a like penalty to be recovered in a like manner for the benefit of such city. All persons appointed and serving as election officers on each of the days of registration and of election and [of] count of the votes in cities of the first class shall be exempt from jury duty for one year from the date of the general election at which they serve. Such officers shall be paid by the comptroller of the respective cities, within twenty days after the election at which such officers served upon the certificate of the board or officer appointing them.

§ 7. Section eighteen of the said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, chapter four hundred and sixty-seven of the laws of eighteen hundred and ninety-nine, chapter six hundred and thirty of the laws of eighteen hundred and ninety-nine, chapter three hundred and eighty-one of the laws of nineteen hundred and chapter seven hundred and eleven of the laws of nineteen hundred, is hereby amended to read as follows:

§ 18. Payment of election expenses.—The expense of providing polling places, voting booths, supplies therefor, guard rails and other furniture of the polling place, and distance markers, and the compensation of the election officers in each election district, shall be a charge upon the town or city in which such election district is situated except that such expenses incurred for the purpose of conducting a village election, not held at the same time as a general election, shall be a charge upon the village. The expense of printing and delivering the official ballots, sample ballots and cards of instruction, poll books, tally sheets, return sheets for inspectors and ballot clerks, and distance markers to be used at a town meeting, city or village elections not held at the same time as a general election, and of printing the list of nominations therefor shall be a charge upon the town, city or village in which the election is held. The expense of printing and delivering the official ballots, sample ballots and cards of instruction, poll books, tally sheets, return sheets for inspectors and ballot clerks, and distance markers to be used in any county, except such counties or portions thereof as are included within the city of New York, at any other election, if no town meeting, city or village election be held at the same time therewith, and of printing the lists of nominations therefor, shall be a charge upon such county. The expense of printing and delivering the official ballots, sample ballots and cards of instruction, poll books, tally sheets, return sheets for inspectors and ballot clerks, and distance markers, to be used in any such county at any other election, and of printing the lists of nominations therefor, if the

town meeting, city or village election be held in such county at the same time therewith, shall be apportioned by the county clerk between such town, city or village and such county, in the proportion of the number of candidates for town, city or village officers on such ballots, respectively, to the whole number of candidates thereon, and the amount of such expense so apportioned to each such municipality shall be a charge thereon. Whenever voting machines are used in an election by any city, town or village, only such expenses as are caused by the use of such machines, and such as are necessary for the proper conduct of the elections as required by the election law shall be charged to such city, town or village. All expenses relating to or connected with elections lawfully incurred by the [police] board of elections of the city of New York shall be a charge on such city, and after being audited by the proper officer, shall be paid by the comptroller of said city upon the certificate of such board. The county clerk of each county, not salaried, shall be paid by such county a reasonable compensation for his services in carrying out the provisions of this chapter, to be fixed by the board of supervisors of the county, or the board acting as such board of supervisors. The town clerk of each town shall be paid by such town a reasonable compensation for his services in carrying out the provisions of this chapter, to be fixed by the other members of the town board of the town. Ballot clerks shall receive the same compensation for their attendance at an election, as inspectors of election for the election, and be paid in like manner. Poll clerks shall receive the same compensation for their attendance at an election and canvass of the votes as inspectors of election, and shall be paid in like manner. An inspector of election, lawfully required to file papers in the county clerk's office, shall, unless he resides in the county, if within the city of New York, or in any other city or town in which such office is situated, be entitled to receive as compensation therefor five dollars, and also four cents a mile for every mile actually and necessarily traveled between his residence and such county clerk's office in going to and returning from such office. In cities of the first class, having a population of two million or more inhabitants, the persons appointed and serving as inspectors of election shall receive seven dollars and fifty cents for the hours fixed by law for each day of registration, and of revision of registration for a special election, and seven dollars for the hours fixed by law for the election, and five dollars for the count and return of the votes. The poll clerks in such city shall each receive the same compensation as inspectors [of] for the election and for the count of the votes, and the ballot clerks shall receive eight dollars each. Such officers shall be paid by the comptrollers of the respective cities upon the

certificate of the board or officer appointing them. Election officers required to meet at a different time from the regular count of the votes cast at a general election for the purpose of counting and returning the votes of electors absent from their election districts in time of war in the actual military or naval service of this state or of the United States, shall be paid five dollars each.

§ 8. Section nineteen of the said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven and chapter six hundred and thirty of the laws of eighteen hundred and ninety-nine, is hereby amended to read as follows:

§ 19. Delivery of election laws to clerks, boards and election officers.—The secretary of state shall at least sixty days before each general election held after this act takes effect cause to be prepared a compilation of the election law with explanatory notes and instructions, properly indexed, and the secretary of state shall procure the same to be printed by the legislative printer, and transmit to the county clerk of each county except New York, Kings [and] Richmond and Queens counties, and to the [superintendent] board of elections of the city of New York, located in the borough of Manhattan and to [the chief of] the branch bureau of elections in each of the other boroughs of the city of New York a sufficient number of copies thereof, to furnish one such copy to the county clerk and to said [superintendent] board and to each of said [chiefs of] bureaus of election, and one to each town, village and city clerk and to each election officer in such county and said boroughs together with such number of extra copies as may in his judgment be necessary to replace lost or mutilated copies before delivery thereof to election officers. The county clerk of each county, except those counties the whole of which are included within the city of New York, shall forthwith transmit one of such copies to each of such officers in such county. [and not in the city of New York] and the said board of elections [superintendent and the chief of each branch bureau of election of the boroughs of the city of New York] shall [forthwith transmit] cause to be delivered one of such copies to each of such officers in [his borough] the city of New York. Each copy so received by each such officer shall belong to the office of the person receiving it. Every incumbent of the office shall preserve such copy during his term of office and upon the expiration of his term or removal from office deliver it to his successor. The secretary of state shall also transmit to the state superintendent of elections for the metropolitan elections district a sufficient number of such copies to furnish one of such copies to the superintendent and to each deputy.

§ 9. Subdivision three of section thirty-two of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven and by chapter six hundred and forty-nine of the laws of eighteen hundred and ninety-nine, is hereby amended to read as follows:

Subdivision 3. Delivery of registry lists.—In cities of the first and second class[es] the board of inspectors of each election district shall, immediately after the close of the last day of the registration, make and complete one list of all persons enrolled in their respective districts, in the numerical order of the street numbers thereof, which list shall be signed and certified by the board of inspectors. Such list shall be delivered by the chairman of the board of inspectors to the police captain of the precinct in which the election district is located, or an officer thereof, who shall forthwith deliver the same, if in the city of New York, to the [superintendent] board of elections [as to each election district in the borough of Manhattan, and to the chief of the branch bureau of elections of each other borough in which the election district is located,] and if in any other of the cities of the first class, to the city clerk or in cities of the second class, to the county clerk of the county in which such city is located. The [police] board of elections of the city of New York and the city clerk of other cities of the first class and the county clerk in the said cities of the second class, shall, as soon as possible after the delivery of such lists, and not less than six days prior to the day of election, print in pamphlet form for each assembly district or ward within such respective cities not less than fifty times as many copies of said list as there are election districts in such assembly district or ward, so that each assembly district or ward pamphlet shall contain the lists of the several election districts in such assembly district or ward. Upon the written application of the chairman of the executive committee of the county committee of any political party entitled to a separate column upon the official ballot to be voted in such city at the election for which the registration is made, the said [police] board and said city clerk and said county clerk shall respectively deliver to such chairman five copies of each assembly district or ward pamphlets for each election district within such assembly district or ward in such county. Two pamphlets containing the lists of the registered persons in the election districts within his precinct shall be furnished to each police captain in such cities, and it shall be the duty of such police captains to forthwith cause an investigation of each name registered [therein] to be made and to report to his commanding officer and to the board of elections any case of false registration found in his precinct. The remaining pamphlets so printed shall be distributed in the

discretion of the said [police] board, and said city clerk and said county clerk, who shall have respectively the power to charge for each pamphlet a sum not exceeding ten cents a copy and any moneys resulting from the sale thereof shall be paid to the comptroller of the city for the benefit of the treasury of such city. The board of elections shall contract for the printing of such lists of registered voters with whomsoever it may seem to said board to be most advantageous to so contract, but such contract shall only be awarded after proper public notice and to the lowest bidder. Such lists shall be made and printed as near as may be in the following form, to-wit:

GRAND STREET.

Residence number or
other designation.

Name of voter.

14.

Smith, John M.

15.

Jones, Charles M.

§ 10. Subdivision two of section thirty-five of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven and chapter six hundred and thirty of the laws of eighteen hundred and ninety-nine, is hereby amended to read as follows

Subdivision 2. Method of entry and filing of registry.—The register of electors made by the chairman of the board of inspectors shall be, and shall be known, as the public copy of registration. Such public copy shall be left in a prominent position in the place of registration from the first day of registration until election day, and shall at all reasonable times be open to public inspection and for making copies thereof. Each other inspector shall carefully preserve his register of electors and shall be responsible therefor, until the close of the canvass of the votes on election day, except as hereinafter provided for in cities of the first class. At the close of each day of registration the inspectors shall draw a line in ink immediately below the name of the elector last entered upon each page of each such register. Upon the succeeding day of registration, they shall enter the names of electors in the alphabetical order of the first letter of the surname below the line so drawn upon the proper page after the close of the previous day of registration. Upon the close of the last day of registration, the inspectors shall again carefully compare all the books of registration, to see that they are identical as to their contents, and shall certify as a board in the proper place provided therefor upon each such register that such register is a true and correct register of the persons enrolled by them in such district for the next

ensuing election, and shall state the whole number of such persons so enrolled. In cities of the first class at the close of the last day of registration, the chairman of the board of inspectors shall take from an inspector of opposite political faith from himself, the register of elections made by such inspector, and deliver it to the police, who forthwith shall file the same, if in the city of New York, with the [superintendent] board of elections in the borough of Manhattan and with the chief clerk of the branch bureau of elections of each other borough in which the election district is located, and if in any other city with the city clerk. Such registers so filed, shall be a part of the records of the offices in which it is filed. The two other inspectors of opposite political faith from each other shall each retain their respective registers of electors for use on election day. All registers of electors shall at all reasonable hours be accessible for public examinations and making copies thereof, and no charge of any kind shall be made for such examination or for any elector making a copy thereof. In cities of the first class the public copy of registration shall be used, if necessary, on election day by the inspector whose register was filed as herein provided by said chairman. Any person who shall alter, mutilate, destroy or remove from the place of registration the public copy of such registration, shall be guilty of a felony, and shall be punished upon conviction thereof by imprisonment in a state prison for not less than two nor more than five years, unless otherwise provided by law. If, in cities, the board of inspectors shall meet on the second Saturday before the election for the purpose of revising and correcting the register of electors in pursuance of an order of the supreme court, a justice thereof or a county judge, as provided in section thirty-one of the election law, the inspectors shall certify forthwith to the officer with whom the copy of the register is filed, the change or changes made upon such register in pursuance of such order. At any revision of registration for an election other than a general election, the quadruplicate register of electors for the last preceding general election shall be furnished to the inspectors of election by the officer or board having the custody thereof, and the inspectors shall certify to the officer or board in cities of the first class with whom the registers are filed, the changes, additions, or alterations made in such registers for such election. In the cities of the first class at the close of the canvass of the votes of any election, or within twenty-four hours thereafter the two copies of the register of electors used by the inspectors and the public copy thereof shall be filed respectively with the [superintendent] board of elections in the borough of Manhattan and with the chief clerk of the

branch bureau of elections in each other borough of the city of New York, in which the election district is located, and with the city clerk of Buffalo. In all election districts other than in cities of the first class, one copy of the register used on election day by the inspectors shall within twenty-four hours after the close of the election be filed in the office of the town or city clerk of the town or city in which such election district is, and the other copies with the county clerk. It shall be the duty of the officers with whom such registers of the election districts within the metropolitan elections district, are filed, to forthwith file one copy of such register for each election district with the state superintendent of elections for the metropolitan elections district. Such register of electors shall be carefully preserved for use at any election which may be ordered or held in either of such counties or cities, respectively, prior to the next ensuing general election at which they may be required.

§ 11. Subdivision one of section thirty-six of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

Subdivision 1. Delivery of blank books for registration certificates and instructions.—The secretary of state shall purchase wherever he deems it advisable for the best interests of the state, a suitable number of blank books for register of electors, with blank certificates and brief instructions for registering the names of electors therein, in the forms respectively provided in subdivisions one and two of section thirty-two of the election law, at least four of such books for each board of inspectors in the state, and such number of extra copies thereof as in his judgment may be necessary for each county or city to replace lost or damaged registers before delivery to the inspectors. Such register of electors shall have the leaves thereof indexed with the letters of the alphabet, beginning with the letter "A" for the first leaf, and so on. He shall transmit such registers, certificates and instructions to the county clerk of each county, except those counties the whole of which are included within the city of New York; to each such county clerk a sufficient number thereof for the use of the boards of inspectors within his county [and not within the city of New York,] and to the [superintendent] board of elections of the city of New York, located in the borough of Manhattan, and to the chief clerk of the branch bureau of elections in each other borough within the city of New York a sufficient number thereof for the use of each board of inspectors within said respective boroughs at least twenty days prior to the first day of registration for a general election in each year. The

county clerk shall deliver such books to the town clerks of each town, and to the city clerk of each city in such county, by mail or otherwise, at least five days prior to the first day of registration, and such town clerk and city clerks, and the said [superintendent] board of elections and chief [s] clerks of bureaus of elections in the city of New York shall deliver such books to the inspectors of said boroughs, respectively, before the hour set for registering the names of electors on the first day of registration. On each day of registration, the [police] board of elections of the city of New York, and the city clerk of Buffalo shall furnish to each board of inspectors in their respective cities, blanks for the list of electors provided for in subdivision three of section thirty-two of the election law.

§ 12. Section fifty-eight of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, chapter three hundred and sixty-three of the laws of eighteen hundred and ninety-eight and chapter three hundred and eighty-one of the laws of nineteen hundred, is hereby amended to read as follows:

§ 58. Places of filing certificates of nomination.—Certificates of nomination of candidates for office to be filled by the electors of the entire state, or of any division or district greater than a county, shall be filed with the secretary of state, except that each certificate of nomination of a candidate for member of assembly for the assembly district composing the counties of Fulton and Hamilton, shall be filed in the office of the county clerk of Fulton county, and a copy thereof certified by the county clerk of Fulton county, shall be filed in the office of the county clerk of Hamilton county, so long as the said counties constitute one assembly district, and except that certificates of nomination of candidates for offices to be filled only by the electors or a portion of the electors of the city of New York shall be filed with the [police] board of elections of the city of New York [, in the office of the superintendent of elections]. Certificates of nomination of candidates for offices to be filled only by the votes of electors, part of whom are of [New York city] the city of New York and part of whom are of a county not wholly within the city of New York shall be filed with the clerk of such county and in the office of the [superintendent] board of elections [and with the police board] of said city. Certificates of nomination of candidates for offices of any other city, or for officers of a village or town to be elected at a different time from a general election, shall be filed with the clerk of such city, village or town, respectively. Certificates of nomination of candidates for town offices shall be filed with the town clerk. All other cer-

tificates of nomination shall be filed with the clerk of the county in which the candidates so nominated are to be voted for. All certificates and corrected certificates of nomination, all objections to such certificates and all declinations of nominations are hereby declared to be public records; and it shall be the duty of every officer or board to exhibit without delay, every such paper or papers to any person who shall request to see the same. It shall also be the duty of each such officer or board to keep a book, which shall be open to public inspection, in which shall be correctly recorded the names of all candidates nominated by certificates filed in the office of such officer or board, or certified thereto, the title of the office for which any such nomination is made, the political or other name and emblem of the political party or independent body making such nomination, and in which shall also be stated all declinations of nominations or objections to nominations, and the time of filing each of the said papers.

§ 13. Section fifty-nine of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, chapter three hundred and sixty-three of the laws of eighteen hundred and ninety-eight and chapter three hundred and eighty-one of the laws of nineteen hundred, is hereby amended to read as follows:

§ 59. The times of filing certificates of nomination.—The different certificates of nomination shall be filed within the following periods before the election for which the nominations are made, to wit: Those required to be filed with the secretary of state, if party nominations, at least thirty and not more than forty days; if independent nominations, at least twenty-five days and not more than forty days; those required to be filed with a county clerk, or the [police] board of elections of the city of New York, or with the city clerk of any other city, if party nominations, at least twenty-five and not more than thirty-five days; if independent nominations, at least twenty and not more than thirty-five days: those required to be filed with a town or village clerk, if party nominations, at least fifteen and not more than twenty days; if independent nominations, at least ten and not more than twenty days. In case of a special election ordered by the governor, under the provisions of section four of the election law, the certificates of nominations for the office or offices to be filled at such special election shall be filed with the proper officer or boards not less than fifteen days before such special election.

§ 14. Section sixty of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

§ 60. Certification of nominations by secretary of state.—The secretary of state shall, fourteen days before the election, certify

to the county clerk of each county, except those counties the whole of which are within the city of New York, and to the [police] board of elections of the city of New York, the name, residence and place of business, if any, of each candidate nominated in any certificate so filed for whom the electors of any such county or said city, respectively, may vote, the title of the office for which he is nominated, the party or other political name specified in such certificate, and the emblem or device chosen to represent and distinguish the candidates of the political party or independent body making such nominations.

§ 15. Section sixty-one of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven and chapter six hundred and eight of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

§ 61. Publication of nominations.—At least six days before an election to fill any public office the county clerk of each county, except those counties which are wholly within the city of New York, [New York and Kings, the board of police commissioners of the city of New York.] shall cause to be published in not less than two or more than four newspapers within such county [or city respectively] and in any county having one hundred thousand or more inhabitants, adjoining a city having a population of one million or more, in not less than six nor more than ten newspapers, a list of all nominations of candidates for offices to be filled at such election[s], certified to such clerk [or board] by the secretary of state, or filed in the office of such clerk [or board]. The board of elections of the city of New York shall, within the same time before an election to fill any public office, cause to be published in two newspapers published in each borough within such city a list of the nominations of candidates for offices to be voted for at such election in such boroughs respectively, which were certified to such board by the secretary of state, or filed in the office of such board, [and in the city of Brooklyn the board of elections of the city of Brooklyn shall cause such publication to be made in the newspapers designated as corporation newspapers of said city.] Such publication shall contain the name and residence, and if in a city, the street number of the residence and place of business, if any, and the party or other designation of each candidate, and a fac simile of the emblems or devices selected and designated as prescribed by the fifty-sixth and fifty-seventh sections of this act, to represent and distinguish the candidates of the several political parties or independent bodies. The city clerk of each city, except New York [and Brooklyn] and the board[s] named in such city [cities] shall at least six days before an election

of city officers thereof, held at a different time from a general election, cause like publication[s] to be made as to candidates for offices to be filled at such city election in [at least two] a like number of newspapers published in such city. One of such publications shall be made in a newspaper which advocates the principles of the political party that, at the last preceding election for governor, cast the largest number of votes in the state for such office; and another of such publications shall be made in a newspaper which advocates the principles of the political party that at the last preceding election for governor cast the next largest number of votes in the state for such office. The clerk or board, in selecting the papers for such publications, shall select those which, according to the best information he can obtain, have a large circulation within such county or city. In making additional publications, the clerk or board shall keep in view the object of giving information, so far as possible, to the voters of all political parties. The clerk or board shall make such publication twice in each newspaper so selected in a county or city in which daily newspapers are published; but if there be no daily newspapers published within the county, one publication only shall be made in each of such newspapers. Should the county clerk find it impracticable to make the publication six days before election day in counties where no daily newspaper is printed, he shall make the same at the earliest possible day thereafter, and before the election.

§ 16. Section sixty-four of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

§ 64. Declination of nomination.—The name of a person nominated for any office shall not be printed on the official ballot if he notifies the officer with whom the original certificate of his nomination is filed, in a writing signed by him and duly acknowledged, that he declines the nomination, or if nominated by more than one political party, or independent body, the name of a person so nominated shall not be printed on the ticket of a party or independent body whose nomination he shall in like manner decline. If the declination be of a party nomination filed with the secretary of state, such notification shall be given at least twenty-five days, and if an independent nomination, at least twenty days before the election. If the declination be of a party nomination filed with a county clerk or the [police] board of elections of the city of New York, or with the city clerk of any other city, such notification shall be given at least twenty days, and if of an independent nomination at least eighteen days before the election. If the declination be of a party nomination filed with a town or village clerk, such notification shall be given

at least ten days, and if of an independent nomination, at least seven days before the election. The officer to whom such notification is given, shall forthwith inform by mail or otherwise, the committee, if any, appointed on the face of such certificate as permitted by sections fifty-six and fifty-seven of this act, and otherwise one or more persons whose names are attached to such certificate, that the nomination conferred by such certificate has been declined, and if such declination be filed with the secretary of state, such officer shall also give immediate notice by mail or otherwise, that such nomination has been declined, to the several county clerks or other officers, authorized by law to prepare official ballots for election districts affected by such declination.

§ 17. Subdivision one of section sixty-six of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

Subdivision 1. If a nomination is duly declined, or a candidate regularly nominated dies before election day, or is found to be disqualified to hold the office for which he is nominated, or if any certificate of nomination is found to be defective but not wholly void, the committee appointed on the face of such certificate of nomination, as permitted by sections fifty-six and fifty-seven of this act, may make a new nomination to fill the vacancy so created, or may supply such defect, as the case may be, by making and filing with the proper officer a certificate setting forth the cause of the vacancy or the nature of the defect, the name of the new candidate, the title of the office for which he is nominated, the name of the original candidate, the name of the political party or other nominating body which was inscribed on the original certificate, and such further information as is required to be given by an original certificate of nomination; except that where a certificate is filed pursuant to this section to fill a vacancy it shall not be lawful to select a new emblem or device, but the emblem or device chosen to represent or distinguish the candidate nominated by the original certificate shall be used to represent and distinguish the candidate nominated, as provided by this section. The certificate so made shall be subscribed and acknowledged by a majority of the members of the committee and the members of the committee subscribing the same shall make oath before the officer or officers before whom they shall severally acknowledge the execution of the said certificate, that the matters therein stated are true to the best of their information and belief. Except in a case provided for in subdivision two of this section, the said certificate shall be filed in the office in which the original certificate was filed, at least six days before the election, if filed

in the office of a town or village clerk; at least fifteen days before the election, if filed with the county clerk or the [police] board of elections of the city of New York, or the city clerk of any other city; and at least fifteen days if filed with the secretary of state, and upon being so filed shall have the same force and effect as an original certificate of nomination. When such certificate is filed with the secretary of state, he shall, in certifying the nomination to the various county clerks and other officers, insert the name of the person who has been nominated as prescribed by this section, instead of that of the candidate nominated by the original certificate, or, if he has already sent forward his certificate, he shall forthwith certify to the proper clerks and other officers, the name of the person nominated as prescribed by this section, and such other facts as are required to be stated in a certificate filed pursuant to this section. When no nomination shall have been originally made by a political party, or by an independent body for an office, or where a vacancy shall exist, it shall not be lawful for any committee of such party or independent body authorized to make nominations, or to fill vacancies, to nominate or substitute the name of a candidate of another party or independent body for such office; it being the intention of this act that when a candidate of one party is nominated and placed on the ticket of another party or independent body, such nomination must be made at the time and in the manner provided for making original nominations by such party or independent body.

§ 18. Section eighty-six of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, and chapter three hundred and eighty-one of the laws of nineteen hundred, is hereby amended to read as follows:

§ 86. Officers providing ballots and stationery.—The clerk of each county, except those counties the whole of which are within the city of New York, shall provide the requisite number of official and sample ballots, cards of instruction, two poll books, distance markers, two tally sheets, inspectors' and ballot clerks' return sheets (three of each kind, and one of each to be marked "original"), pens, penholders, ink, pencils having black lead, blotting paper, sealing wax and such other articles of stationery as may be necessary for the proper conduct of the election, and the canvass of the votes, for each election district in such county and not within the city of New York, for each election to be held thereat, except that when town meetings, city or village elections and elections for school officers are not held at the same time as a general election the clerk of such town, city or village,

respectively, shall provide such official and sample ballots and stationery for such election or town meeting. If the town meeting is held on general election day ballots and sample ballots for town officers and propositions shall be provided by the town clerk in like manner and in the same form as at a town meeting held at any other time and such town clerk shall also furnish inspectors' and ballot clerks' return sheets for making returns of the election of town officers and on town propositions or questions. And the [police] board of elections of the city of New York shall provide such articles for each election to be held in said city. Each officer or board charged with the duty of providing official ballots for any polling place, shall have sample ballots and official ballots provided, and in the possession of such officer or board, and open to public inspection as follows: The sample ballots five days before the election, and the official ballots four days before the election for which they are prepared unless prepared for a village election or town meeting held at a different time from a general election, in which case the official ballot shall be so printed and in possession at least one day, and the sample ballots at least two days before such election or town meeting. During the times within which the same are open for inspection as aforesaid, it shall be the duty of the officer or board charged by law with the duty of preparing the same, to deliver a sample ballot of the kind to be voted in his district to each qualified elector who shall apply therefor, so that each elector who may desire the same may obtain a sample ballot, similar except as regards color and the number on the stub, to the official ballot to be voted at the polling place at which he is entitled to vote.

§ 19. Subdivision two of section one hundred and thirteen, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

Subdivision 2. In the city of New York the original statement of canvass and the sealed package of void and protested ballots shall be filed by the chairman of the board of inspectors within twenty-four hours after the completion of the canvass with the county clerk of the county within which the election district is located, together with one of the poll books and one of the tally sheets, properly certified by the poll clerks. One certified copy of such original statement, one poll book and one tally sheet shall be filed within such time with the [superintendent] board of elections and with the chief clerk of the branch bureau of elections, as the case may be, in the borough within which the election district is located by an inspector designated by the board of inspectors for that duty, and the other certified copy

of such original statement with the city clerk, by an inspector designated by the board of inspectors for that duty. In election districts in the city of New York, the boards of inspectors of election must, at the same time they make and sign the aforesaid original statement and certified copies thereof, make a certified copy of so much thereof as relates to any candidate for member of assembly, senator or representative in congress, voted for in said election district, and also in any part of any county not within the city of New York, and such certified copy must, within twenty-four hours after the completion of the canvass by the inspectors, be filed by the chairman of the board of inspectors, with the clerk of the county outside of the city of New York of which such officers or any of them are voted for at such election. The sealed packages of detached stubs, and ballots not used at the election shall, in the city of New York, be given by the inspectors to the police [board which] who shall return them to the bureau of elections of the borough within which the election district is located. All such packages of detached stubs and unused ballots shall be preserved inviolate in the office in which they are filed, for a period of six months from the time of filing thereof, and may be opened and examined upon the order of the supreme court or a justice thereof or a county judge within such county, or by a committee of the legislature, and at the expiration of such time may be disposed of in the discretion of the officer or board having custody of the same.

§ 20. Section one hundred and thirty-seven of said act, as amended by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven and chapter seven hundred and thirty-two of the laws of nineteen hundred, is hereby amended to read as follows:

§ 137. Transmission of statements of county boards to secretary of state and [municipal assembly] board of elections.—Upon the filing in the office of the county clerk of a statement of the county board of canvassers as to the votes cast for candidates for the offices of electors of president and vice-president, or as to the votes cast for candidates for state officers, except member of assembly and for representative in congress, or as to the votes cast on any proposed constitutional amendment or other proposition or question submitted to all the electors of the state, such county clerk shall forthwith make three certified copies of each such statement, and, within five days after the filing thereof in his office, transmit by mail one of such copies to the secretary of state, one to the governor and one to the comptroller of the state. The governor and comptroller shall forthwith upon the receipt thereof by them deliver such certified copies to the secretary of state. If any certified copy shall not be received by the secretary

of state on or before the last day of November next after a general election, or within twenty days after a special election, he shall dispatch a special messenger to obtain such certified copy from the county clerk required to transmit the same, and such county clerk shall immediately upon demand of such messenger at his office make and deliver such a certified copy to such messenger who shall, as soon as practicable, deliver it to the secretary of state. The county clerk of each county shall transmit to the secretary of state, within twenty days after a general election, and within ten days after a special election, a list of the name and residence of each person determined by the board of county canvassers of such county to be elected member of assembly, school commissioner, and to any county office; and on or before the fifteenth day of December in each year a certified tabulated statement of the official canvass of the votes cast in each such county by election districts at the last preceding general election. The secretary of state shall obtain from the governor and comptroller such certified copies so transmitted to them and file the same in his office. Upon the filing in the office of the county clerk of a county wholly or partly within the city of New York of a statement of the county board of canvassers as to the votes cast for candidates for a city office within such city, such county clerk shall forthwith make a certified copy of each such statement and, within five days after the filing thereof in his office, deliver in a sealed envelope such certified copy to the [clerk of the municipal assembly] board of elections of the city of New York. [at his office in the borough of Manhattan, or] On or before the fifteenth day of December in any year in which there shall have been an election for a city office for which votes were cast in [such] a county [wholly or partly] within the city of New York, the county clerk thereof shall file with the city clerk of such city a certified copy of the official canvass of the votes cast in such county or portion thereof by election districts for such city office, and such canvass by election districts shall, as soon as possible thereafter, be published in the City Record, by the city clerk.

§ 21. Section one hundred and thirty-eight of said act, as added by chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

§ 138. Organization and duties of board of canvassers of the city of New York.—The [municipal assembly] board of elections of the city of New York shall be the board of canvassers of the city of New York of the statements of the county board of canvassers of the counties [wholly or partly] within such city of the

votes cast in such city or any portion thereof for a city office or upon any proposition or question upon which only electors of such city were entitled to vote. The members of the [municipal assembly] board of elections shall meet at the usual place for holding their regular meeting of such body on the first Monday in December succeeding a general election for a city office within such city and within thirty days after such special election and shall organize by selecting one of the members as chairman. The [clerk of the municipal assembly] secretary of the board of elections of the city of New York shall be the secretary of such board or if he be [absent or] unable to serve [his chief deputy shall be] the board may appoint a chief clerk to be the secretary of such board. The secretary shall thereupon administer to the chairman the constitutional oath of office and the chairman shall administer such oath to the members of such board and the secretary thereof. As soon as such board shall have organized the secretary shall deliver to such board the certified copies of the statements of the county boards of canvassers of each county wholly or partly within such city of the votes cast for candidates for city office within such city and upon any proposition or question, if any submitted, to the electors of such city only, and the said board shall proceed to canvass such statements. If a certified copy of any statement of any county board required to be delivered to said board shall not be delivered prior to the meeting and organization of said board, it may adjourn such meeting from day to day not exceeding a term of five days and it shall be the duty of the secretary to procure from the county clerk of such county the required certified copy of such statement. Upon the completion of such canvass said board shall make separate tabulated statements signed by the members of such board or a majority thereof, and attested by the secretary, of the whole number of votes cast for all the candidates for each office shown by such certified statements to have been voted for and of the whole number of votes cast for each of such candidates, indicating the number of votes cast in each county for them, and if the voters of not more than one county or portion of such county were entitled to vote for such candidates, the name and portion of such county and the name of each candidate, and the determination of the board of the persons thereby elected to such office by the greatest number of votes. The said board shall also make a separate similar tabulated statement of the votes cast upon any proposition or question submitted at the election to the electors of such city only and shall include a determination as to whether such proposition or question by the greatest number of votes has been adopted or

rejected. Each such statement and determination shall be filed and recorded in the office of the [clerk of the municipal assembly] board of elections, and the said board shall cause the publication of the same in [at least two newspapers within such county wholly within such city and in] the City Record. Upon the filing in [his] the office of the board of elections of such statements and determination [the clerk of] the president of the board of elections [municipal assembly] shall issue and transmit by mail or otherwise a certificate of election to each person shown thereby to be elected, such certificate to be countersigned by the [mayor] members of the board of elections of the city of New York under the seal of the city of New York.

§ 22. This act shall take effect immediately.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kelsey and it was decided in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 722) entitled "An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 111), was read the second time.

On motion of Mr. Blackwell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 721) entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit'" (Int. No. 255), was read the second time.

On motion of Mr. Patton, said bill was placed on the order of third reading.

On motion of Mr. Patton, said bill was recommitted to the committee on the judiciary, retaining its place on the order of third reading.

The bill (No. 774) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Joseph C. Farmer against the State of New York" (Int. No. 133), was read the second time.

On motion of Mr. R. Gardiner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 773) entitled "An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants,' relative to exemption from examination" (Int. No. 386), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 778) entitled "An act to amend chapter 369 of the Laws of 1900, entitled 'An act to establish the New York State Hospital for the Care of Crippled and Deformed Children,' in relation to officers" (Int. No. 586), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 777) entitled "An act reappropriating money and making an appropriation for the maintenance of the New York State Reformatory for Women at Bedford, also making an appropriation for said institution" (Int. No. 399), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 776) entitled "An act to reappropriate the unexpended balance of the appropriation for the improvements of the Erie, the Champlain and the Oswego canals" (Int. No. 398), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 775) entitled "An act to amend section 83 of chapter 317 of the Laws of 1894, entitled 'An act in relation to the public lands, constituting chapter 11 of the general laws relating to mining'" (Int. No. 382), was read the second time.

On motion of Mr. Knipp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 766) entitled "An act to repeal section 41-x of the Penal Code, relating to the failure to file candidate's statement of election expenses" (Int. No. 452), was read the second time.

On motion of Mr. DeGraw, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 764) entitled "An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce" (Int. No. 70), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 768) entitled "An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in Surrogate's Courts" (Int. No. 57), was read the second time.

On motion of Mr. Vacheron, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 769) entitled "An act to amend the Penal Code, in relation to unauthorized offers for sale of and unauthorized applications for loans upon real property" (Int. No. 245), was read the second time.

On motion of Mr. W. H. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 834, Assembly reprint No. 224) entitled "An act for the relief of John N. Williamson, assignee of the claim of the Jamaica Electric Light Company against the city of New York, for work, labor, services, materials and electric light furnished to the city of New York" (Rec. No. 9), having been announced for a second reading.

On motion of Mr. Doughty, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 833) entitled "An act to amend chapter 198 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany' as amended by chapter 286 of the Laws of 1891, in relation to buildings in said city" (Int. No. 541), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading and referred to the committee on revision.

The hour of twelve o'clock having arrived,

Mr. Speaker announced that pursuant to law, and agreeable to a joint resolution of the Senate and Assembly heretofore adopted,

the Assembly would now proceed to nominate a candidate for the office of Regent of the University, in place of Hon. Hamilton Harris, deceased.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Adams	Doughty	Hatch	Patton	Sherer
Adler	Duross	Hawkins	Phillips	Smith J E
Ahern	Egan	Henry	Phipps	Smith J L
Apgar	Ellis	Hitchcock,	Platt	Smith J T
Baker	Everett	Holsten	Price	Smith S W
Bennet	Fancher	Honeck	Prince	Snyder
Bradley	Fish	Kelly	Rainey	Stevens
Brill	Fisher	Kelsey	Reilley	Sullivan
Brooks	Fitzgerald	Knipp	Remsen	Swarts
Bruckner	Fordyce	Landon	Reynolds	Swift
Bryan	Fowler	Lewis M E	Richter	Thorn
Cadin	Frisbie	Lewis T D	Rider	Traub
Conger	Gardiner R	Lynn	Rierdon	Ulmann
Cooley	Gardner C J	Mains	Roberts	Vacheron
Coons	Geoghan	Mansfield	Rodenbeck	Van Name
Costello	Graeff	Mathews	Rogers	Waite
Coughtry	Griffith	McKeown	Ross	Walrath
Daly	Hallock	McMillan	Ruehl	Weber
Davis	Halpin	McQuade	Salyerds	Weekes
DeGraw	Hammond	Morgan	Sanders	Wilson H
Delaney	Harburger	O'Brien	Schneider	Wilson W H
Dickey	Harris	O'Connell	Seymour	Speaker
Dickinson	Hasenflug	O'Malley		131

A quorum being present, therefore, in open session, each member as his name was called by the Clerk, rose in his place, and by a viva voce vote nominated the following for Regent of the University:

FOR ROBERT C. PRUYN.

Adams	Coughtry	Hammond	Orr	Sherer
Adler	Darrison	Harris	Patton	Smith J L
Ahern	Davis	Hatch	Phillips	Smith J T
Apgar	DeGraw	Henry	Phipps	Smith S W
Axtell	Dickinson	Hitchcock,	Plank	Smith W H
Baker	Doughty	Irwin	Platt	Snyder
Bedell	Ellis	Kelsey	Price	Stevens
Bennet	Everett	Knipp	Rainey	Swift
Brill	Fancher	Landon	Remsen	Thorn

Brooks	Fish	Leggett	Reynolds	Traub
Bryan	Fisher	Lewis M E	Roberts	Treat
Burnett	Fordyce	Lewis T D	Robinson	Vacheron
Cadin	Fowler	Mains	Rodenbeck	Waite
Conger	Galbraith	Mansfield	Rogers	Walrath
Cook	Gardiner R	McMillan	Ross	Weber
Cooley	Gardner C J	McQuade	Ruehl	Weekes
Coons	Graeff	Morgan	Salyerds	Wilson H
Costello	Griffith	O'Brien	Schneider	Speaker
Cotton	Hallock	O'Malley	Seymour	94

FOR THEOPHELU S C. CALLICOTT.

Bradley	Fitzgerald	Holsten	Mathews	Reilley
Bruckner	Fitzpatrick	Honeck	McInerney	Richter
Burns	Frisbie	Hyman	McKeown	Rider
Daly	Geoghan	Juengst	Meister	Sanders
Delaney	Halpin	Kaiser	O'Connell	Scanlon
Dickey	Harburger	Kelly	Poth	Smith J E
Duross	Hasenflug	Lynn	Prince	Sullivan
Egan	Hawkins			37

A quorum of all the members elected to the Assembly having voted, and the majority having named Robert C. Pruyn as their choice, Mr. Speaker declared Robert C. Pruyn, of the county of Albany, had been duly nominated on the part of the Assembly as a candidate for the office of Regent of the University, to fill the vacancy occasioned by the death of Hamilton Harris.

Mr. Roberts offered for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That the Legislature place upon the records of the Senate and Assembly this minute of its profound regret for the sudden death of Col. Albert D. Shaw. He had served his country faithfully as a soldier in the war of the rebellion; served as a member of Assembly, had a distinguished career in the consular service and as commander of the Grand Army of the Republic, and had given assurances of a still more distinguished career in the National Congress. For these public services as well as for his high personal character the people of the State will lament his loss and always bear him in kind remembrance.

Resolved, That the Legislature express its sincere sympathy for his family, and directs that an engrossed copy of the minute be presented to them.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, unanimously, by a rising vote.

The Senate returned concurrent resolution of Mr. Roberts, relative to the death of Col. Albert D. Shaw, with a message that they have concurred in the passage of the same, without amendment.

Mr. Harburger offered for the consideration of the House, a resolution in the words following:

The anniversary of the birth of Abraham Lincoln is a memorable one in the history of the United States. The great Emancipator, Commoner, President and Statesman has won everlasting fame, name and renown, as foremost among the great Americans of the nineteenth century.

He was justly the idol of the nation, representing and feeling for all his people in his humanizing efforts in their behalf.

Be it therefore resolved, that as a mark of respect, and in honor of the memory of that great, good, humane and philanthropic man, this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, unanimously, by a rising vote.

Whereupon at 12.15 o'clock p. m. the House adjourned.

WEDNESDAY, FEBRUARY 13, 1901.

The House met pursuant to adjournment.

Prayer by Rev. A. Randolph B. Hegeman.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Messrs. Baum and Nye were excused indefinitely.

Messrs. Burns and Hyman were also excused.

The privileges of the floor were granted to Hon. Mr. Travers, General Daniel E. Sickles, Mr. J. F. Brennan, Judge Howland

and Hon. J. Harry Kent, of Oneida county, a former member of the House.

Mr. Landon presented a petition of certain citizens of Poughkeepsie against bill No. 301, relating to the franchise tax on corporations, which was referred to the committee on taxation and retrenchment.

Mr. Speaker announced the resignation of George A. Donie, as Deputy Clerk to take effect January 24, 1901, and the appointment of John J. Forgarty, as Deputy Clerk in his place, to take effect on January 25, 1901.

Mr. Ahearn introduced a bill entitled "An act in relation to manufacture in penal institutions in the State" (Int. No. 802), which was read the first time and referred to the committee on State prisons.

Mr. Bruckner introduced a bill entitled "An act providing that the board of police commissioners of the city of New York may reappoint Rudolph Neuschaffer as a patrolman in the police department of the city of New York, who resigned from said police department of the city of New York, November 25, 1895" (Int. No. 803), which was read the first time and referred to the committee on affairs of cities.

Mr. Cook introduced a bill entitled "An act making an appropriation for the Thomas Asylum for Orphan and Destitute Indian Children" (Int. No. 804), which was read the first time and referred to the committee on ways and means.

Also a bill entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of highways,' relating to the construction of connecting section of highways" (Int. No. 805), which was read the first time and referred to the committee on internal affairs.

Mr. Ellis introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to fires caused by railroad locomotives" (Int. No. 806), which was read the first time and referred to the committee on fisheries and game.

Also a bill entitled "An act to amend the Forest, Fish and Game Law, relative to close season for quail and grouse, and pro-

hibiting the hunting of rabbits with ferrets in certain counties" (Int. No. 807), which was read the first time and referred to the committee on fisheries and game.

Mr. Fordyce introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking of wild fowl on Cayuga lake" (Int. No. 808), which was read the first time and referred to the committee on fisheries and game.

Mr. Graeff introduced a bill entitled "An act to amend chapter 336 of the Laws of 1899, entitled 'An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of the several counties containing towns, villages or cities bonded to aid in the construction of any railroad passing through such towns, villages, or cities, on account of the payment to the State of the State taxes collected from such railroads within such bonded towns, villages or cities in relation to the disposition of money awarded, and the time for presenting claims'" (Int. No. 809), which was read the first time and referred to the committee on the judiciary.

Mr. Harburger introduced a bill entitled "An act to release the real estate of the Missionary Society of the Most Holy Redeemer in the State of New York from assessments heretofore made" (Int. No. 810), which was read the first time and referred to the committee on taxation and retrenchment.

Also a bill entitled "An act to release the real estate of the St. Joseph's Asylum in the city of New York, from assessments heretofore made" (Int. No. 811), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Mansfield introduced a bill entitled "An act to amend the Tax Law relative to the franchise tax paid by elevated railroads or surface railroads not operated by steam" (Int. No. 812), which was read the first time and referred to the committee on railroads.

Mr. Marson introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Cordelia C. Gifford, against the State for damages, alleged to have been sustained by her, and to render

judgment therefor" (Int. No. 813) which was read the first time and referred to the committee on claims.

Mr. O'Malley introduced a bill entitled "An act to provide for the erection of a suitable monument in commemoration of the soldiers of the Twenty-eighth Regiment, New York Volunteer Infantry, who were engaged in the battle of Cedar Mountain, Virginia, August 9, 1862, and making an appropriation therefor" (Int. No. 814), which was read the first time, and referred to the committee on ways and means.

Mr. Price introduced a bill entitled "An act to release to Campbell Valentine Schuyler all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of Manhattan, in the city, county and State of New York" (Int. No. 815), which was read the first time, and referred to the committee on ways and means.

Mr. Scanlon introduced a bill entitled "An act to regulate telephone rates in cities of the first class" (Int. No. 816), which was read the first time, and referred to the committee on electricity, gas and water supply.

Mr. Rodenbeck introduced a bill entitled "An act to amend the Tax Law, in relation to the taxation of corporations" (Int. No. 817), which was read the first time, and referred to the committee on taxation and retrenchment.

Mr. H. Wilson introduced a bill entitled "An act to amend the Election Law, relative to the consolidation of registration and enrollment books" (Int. No. 818), which was read the first time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend the Primary Election Law, relative to the enrollment for and holding of primary elections" (Int. No. 819), which was read the first time, and referred to the committee on the judiciary.

Mr. Harburger introduced a bill entitled "An act to amend the Insurance Law, in relation to fraternal societies, notice of assessments" (Int. No. 820), which was read the first time, and referred to the committee on insurance.

Mr. Mains introduced a bill entitled "An act to amend chapter

182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon' " (Int. No. 821), which was read the first time, and referred to the committee on affairs of cities.

Mr. Graeff introduced a bill entitled "An act to authorize the Court of Claims to hear, audit and determine the alleged claim of Michael Lynch, against the State, for damages alleged to have been sustained by him and to render judgment therefor" (Int. No. 822), which was read the first time, and referred to the committee on claims.

Mr. Seymour introduced a bill entitled "An act to amend the Railroad Law, in reference to street surface railroads; in relation to the forfeiture or abandonment of a part of route for non-use of tracks" (Int. No. 823), which was read the first time, and referred to the committee on railroads.

Mr. Costello introduced a bill entitled "An act to authorize the State Board of Pharmacy to grant a license to George H. White" (Int. No. 824), which was read the first time, and referred to the committee on public health.

By unanimous consent:

Mr. DeGraw introduced a bill entitled "An act to amend article 7 of chapter 566 of the Laws of 1890, entitled 'An act in relation to transportation corporations, excepting railroads, constituting chapter 40 of the general laws, so as to preserve the rights of water works corporations' " (Int. No. 825), which was read the first time, and referred to the committee on the judiciary.

The Senate sent for concurrence the following entitled bills:

"An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties' " (No. 268, Rec. No. 40), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Real Property Law, relative to acknowledgment of conveyances " (No. 395, Rec. No. 41), which was read the first time and referred to the committee on the judiciary.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Seymour, Int. No. 328, entitled "An act for the re-incorporation of the New York African Society for mutual relief" (No. 328), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill restored to its place on the order of third reading and referred to the committee on revision.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Kelsey, Int. No. 117, entitled "An act to amend the Village Law and the Town Law, in relation to the protection of the rights of taxpayers" (No. 117), reported the same for the consideration of the House, with the following amendments:

Page 2, line 2, strike out the brackets.

Same page, line 8, after the word "proposition" insert the words "to raise money by tax or assessment."

Same page, line 21, after the word "proposition" strike out rest of line, and in lieu thereof insert the words "to raise money by tax or assessment."

Same page, strike out line "22."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Hammond, Int. No. 420, entitled "An act to amend the Election Law, relative to duties of county board of canvassers" (No. 443), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Bryan, Int. No. 221, entitled "Concurrent resolution, proposing an amendment to section 2 of article 3 of the constitution, relative to the terms of office of members of the Assembly" (No. 221), reported the same for the consideration of the House, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was recommitted the bill introduced by Mr. O'Connell, Int. No. 182, entitled "An act to amend section 32 of chapter 909 of the Laws of 1896, entitled 'An act in relation to the elections,' constituting chapter 6 of the general laws" (No. 720), reported in favor of the passage of the same, without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. E. Smith, Int. No. 29, entitled "An act to amend section 34 of chapter 378 of the Laws of 1897 entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government thereof' relative to auctioneers" (No. 29), reported in favor of the passage of the same, with the following amendment:

Page 3, line 3, after the word "law" insert the words "nor shall any city marshall act as auctioneer."

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. M. E. Lewis, Int. No. 646, entitled "An act authorizing and directing the common council of the city of Rochester to cause to be issued bonds of said city, the proceeds of the sale thereof to be credited to the building fund of the board of education" (No. 713), reported in favor of the passage of the same, with the following amendment:

Page 1, line 4, after the word "education," insert the words "for the purpose of erecting high school buildings."

Page 2, line 16, after the word "act" strike out the balance of line.

Same page, strike out lines 17, 18, 19, 20, 21, 22 and 23, to the word "when" and insert the words "If such sum does not amount to the sum of thirty thousand dollars then the treasurer

of the city of Rochester shall transfer to said redemption fund from the moneys appropriated the succeeding fiscal year for the maintenance of the department of education a sum which with such unexpended balance shall equal the sum of thirty thousand dollars."

At end of title insert the following "for the purpose of erecting high school buildings."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ahearn, Int. No. 175, entitled "An act to provide for the acquisition and improvement by the city of Troy of certain lands in said city for public park purposes" (No. 542), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 21, entitled "An act for the relief of the association for the improved instruction of deaf mutes in the city of New York, and to authorize the change of a certain lease made by the mayor, aldermen, and commonalty of the city of New York to the association for the improved instruction of deaf mutes to a grant to said association; and to authorize the sale, letting, or mortgaging of the property covered thereby, by the said association" (No. 260), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Mills, Rec. No. 27, entitled "An act to amend chapter 710 of the Laws of 1895, entitled, 'An act to establish the office of comptroller of the city of Mount Vernon, providing for the appointment of such officer and defining his rights and duties'" (No. 372), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Hennessy, Rec. No. 22, entitled "An act authorizing the comptroller of the city of New York to cancel certain taxes levied upon property used by the Peabody Home for Aged and Indigent Women, in the city of New York" (No. 108), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 408, entitled "An act relating to certain assessments for the grading and paving of Sea Breeze avenue in the former town of Gravesend in the county of Kings" (No. 431), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 213, entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and the comptroller of said city to pay to William Anderson, compensation for services rendered to said city in the department of finance, and in the law department, in the years 1899 and 1900, as an expert stenographer, in relation to matters in litigation in the borough of Queens" (No. 213), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. DeGraw, Int. No. 689, entitled "An act authorizing and directing the comptroller of the city of New York to pay the claims of the members of the old board of assessors of the former city of Brooklyn for services rendered to the city of New York since January 1, 1898, as assessors of taxes and assessments, until the appointment of their successors under and pursuant to the charter of the Greater New York" (No. 785), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ruehl, Int. No. 371, entitled "An act to legalize the proceedings of the city of Buffalo had or taken for the purpose of paving a part of Bailey avenue in said city" (No. 386), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. W. H. Smith, Int. No. 87, entitled "An act in relation to the widening and improvement of One Hundred and Thirty-fifth street west of St. Nicholas avenue, in the city of New York" (No. 87), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Dickey, Int. No. 494, entitled "An act in relation to the Nyack Hospital, in the county of Rockland" (No. 530), retaining its place on the order of third reading, reported in favor of the passage of the same, without stored to its place on the order of third reading, and referred to the committee on revision.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Coughtry, Int. No. 343, entitled "An act to amend the Town Law, relating to the term of office of collectors" (No. 358), reported in favor of the passage of the same, with the following amendment:

Page 2, line 15, insert after the word "election" the words "except that the collector elected at such town meeting in nineteen hundred and three, and biennially thereafter shall take office immediately upon his election and qualification as prescribed by law."

Same page, line 16, strike out after the word "town" the following words, "elected subsequent to the first day of January, nineteen hundred and two, shall receive the tax warrant issued next subsequent to his election and."

GEORGE W. DOUGHTY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Irwin, Int. No. 657, entitled "An act to amend the Town Law, relative to the compensation of town officers" (No. 733), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 741, entitled "An act to amend the County Law, relative to docks and bulkheads in certain towns" (No. 846), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 611, entitled "An act to authorize and empower the town boards of the towns in Nassau county to preserve their records by causing the same to be recopied" (No. 674), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 568, entitled "An act to provide for compensation for services rendered, and for the reimbursements of moneys expended by the present sheriff of Nassau county for and in discharge of his official duties after the expiration of his present term of office" (No. 623), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. O'Malley, Int. No. 561, entitled "An act to amend the County Law, being chapter 18 of the general laws, relating to assistant district attorneys of Erie county" (No. 616), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Marson, Int. No. 472, entitled "An act to amend sections 9, 10, 11 and 12 of chapter 202 of the Laws of 1897, entitled 'An act authorizing the board of supervisors of the county of Oneida to designate a board of equalization in and for said county and defining its powers and duties,' and section 5 of said chapter 202 of the Laws of 1897 as amended by chapter 535 of the Laws of 1898, and repealing sections 13, 14 and 15 of said chapter 202 of the Laws of 1897, and section 16 thereof as amended by chapter 535 of the Laws of 1898, in relation to appeals from the equalization made by the board of equalization of said county" (No. 505), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Mansfield, Int. No. 292, entitled "An act empowering the northside water commissioners of the town of Waterford, county of Saratoga, to contract with water companies for sprinkling Saratoga avenue in said district and providing for the payment therefor" (No. 292), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred to bill introduced by Mr. Cotton, Int. No. 623, entitled "An act to incorporate the Brooklyn Baptist Orphanage" (No. 690), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Egan, Int. No. 158, entitled "An act to amend the Labor Law, relating to safety appliances for scaffolding for the use of employes" (No. 158), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 21, after the word "scaffold" strike out the words "or any other contrivance of equal merit."

Same page, line 22, after the word "result" insert the following underscored words "This section shall not be considered to prevent the use of any other mechanical contrivance of equal merit."

THOMAS M. COSTELLO,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Egan, Int. No. 156, entitled "An act to amend the Labor Law, relating to the employment of citizens of the United States on public works" (No. 156), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, lines 10 and 11, after the words "office of" strike out the words "the state factory inspector and of,"

Same page, line 13, after the words "the office" strike out the words "of the state factory inspector and."

Same page, line 20, after the word "void" insert the following: "The provision of this section relating to the production of naturalization papers, or copies thereof, by a naturalized citizen before entering upon the employment hereinbefore mentioned, the memorandum to be made of the same, and the filing of such memorandum, shall apply only to cities of the first and second class, and to the construction of public works in or upon the canals of the state."

THOMAS M. COSTELLO,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. H. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. R. Gardiner, Int. No. 354, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Co., against the State for damages alleged to have been sustained by the said S. F. Hess & Co., and to render judgment therefor" (No. 369), reported in favor of the passage of the same without

amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Cooley, Int. No. 419, entitled "An act to amend the Forest, Fish and Game Law, relative to the cultivation of shell fish in the county of Westchester" (No. 442), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Doughty, Int. No. 591, entitled "An act to amend chapter 338 of the Laws of 1897, relative to the planting of oysters and clams in the public waters of the town of Hempstead, in the county of Queens, and to repeal section 9 thereof" (No. 654), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Joseph C. Farmer against the State of New York." (No. 774, Int. No. 133.)

"An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York." (No. 722, Int. No. 111.)

"An act to repeal section 41x of the Penal Code, relating to the failure to file candidate's statement of election expenses." (No. 766, Int. No. 452.)

"An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce." (No. 767, Int. No. 70.)

"An act reappropriating money and making an appropriation for the maintenance of the New York State Reformatory for Women at Bedford, also making an appropriation for said institution." (No. 777, Int. No. 399.)

"An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants,' relative to exemption from examination." (No. 773, Int. No. 386.)

"An act to reappropriate the unexpended balance of the appropriation for the improvements of the Erie, the Champlain and the Oswego canals." (No. 776, Int. No. 398.)

Ordered, That said bills be engrossed for a third reading.

Mr Hatch, from the committee on revision, to which was referred the bill (No. 778) entitled "An act to amend chapter 369 of the Laws of 1900, entitled 'An act to establish the New York State Hospital for the Care of Crippled and Deformed Children,' in relation officers" (Int. No. 586), reported the same with the following recommendations:

Page 1, line 7, insert the word "the" in brackets after the word "superintendent."

Page 2, line 10, insert the word "he" in brackets after the word "managers."

Same page, lines 10 and 11, underscore the words "the surgeon in chief."

Same page, line 23, underscore the word "or" after the word "superintendent."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 769) entitled "An act to amend the Penal Code, in relation to unauthorized offers for sale of and unauthorized applications for loans upon real property" (Int. No. 245), reported the same with the following recommendations:

Page 1, line 1, strike out the words "of the state of New York."

Same page, line 6, insert a comma after the word "class."

Page 2, line 4, insert a comma after the word "class."

Same page, line 5, insert a comma after the word "person."

Same page, same line, insert a comma after the word "corporation."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 775) entitled "An act to amend section 83 of chapter 317 of the Laws of 1894, entitled 'An act in relation to the public lands, constituting chapter 11 of the general laws relating to mining'" (Int. No. 382), reported the same with the following recommendations:

Page 1, line 3, insert a comma after the word "lands."

Same page, line 6, strike out the word "section" and insert a section sign.

Page 2, line 16, insert a comma after the word "annually."

Same page, same line, insert a comma after the word "oath."

Same page, line 18, insert a comma after the word "treasurer."

Amend the title to read: "An act to amend the public lands law, relating to mining."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 833) entitled "An act to amend chapter 198 of the laws of 1883, entitled 'An act to provide for the government of the city of Albany,' as amended by chapter 286 of the Laws of 1891, in relation to buildings in said city" (Int. No. 541), reported the same with the following recommendations:

Page 2, line 17, strike out underscoring under the words "nor shall any."

Same page, line 20, strike out the word "as" and insert the word "be."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 768) entitled "An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in surrogate's court" (Int. No. 57), reported the same with the following recommendations:

Page 1, line 2, strike out the words "by adding thereto."

Same page, line 3, strike out the words "a paragraph."

Same page, line 4, before the word "all" insert the following:
"Publication of citation, et cetera.—Where a provision of this chapter, or an order made pursuant to such a provision, directs the publication of a citation, notice or other paper or the service thereof by publication, the publication must be made in a news paper published in the county. The surrogate may, also, in his discretion, direct the publication thereof in any other newspaper published in the same or another county, as he deems proper, for the purpose of giving notice to the persons intended to be served or notified. If no newspaper is published in the county, the citation, notice, or other paper, must be published in the newspaper printed at Albany, in which legal notices are required by law to be published.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the bills entitled as follows:

"An act to legalize, ratify and confirm a special election or appropriation meeting, held in the city of Middletown, on the third day of October, 1900, and providing for the issue of bonds in accordance therewith." (No. 765, Int. No. 303.)

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council." (No. 104, Int. No. 104.)

"An act for the relief of Emil Kunzli of New York city." (No. 691, Int. No. 624.)

"An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds issued for such improvement." (No. 827, Int. No. 196.)

“An act to amend chapter 143 of the Laws of 1892, entitled ‘An act to incorporate the city of Niagara Falls,’ by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, etc.” (No. 763, Int. No. 390.)

“An act to amend chapter 105 of the Laws of 1891, entitled ‘An act to revise the charter of the city of Buffalo,’ with relation to the department of public works.” (No. 718, Int. No. 77.)

“An act to divide certain moneys belonging to the town of Pomfret, between the village of Fredonia and that portion of said town outside the limits of said village.” (No. 780, Int. No. 466.)

“An act to amend section 86 of chapter 53 of the Laws of 1879, entitled ‘An act to revise the charter of the city of Auburn, relative to the amount of money to be raised for the fire department fund.’” (No. 762, Int. No. 510.)

“An act to amend the Labor Law, relating to tenement made articles.” (No. 829, Int. No. 543.)

“An act to amend section 1391 of the Code of Civil Procedure in relation to exemption from execution.” (No. 828, Int. No. 323.)

“An act relative to the system of taxation for working and repairing highways in certain towns in the State.” (No. 685, Int. No. 671.)

“An act to repeal chapter 378 of the Laws of 1896, entitled ‘An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties.’” (No. 830, Int. No. 161.)

“An act making an appropriation for paying interest on the canal debt.” (No. 411, Int. No. 397.)

“An act to legalize the sale of bonds by the village of Lacona, county of Oswego, and to permit the issue of such bonds in accordance with the terms of such sale.” (No. 329, Int. No. 329.)

“An act to amend the Greater New York charter, relative to water supply.” (No. 764, Int. No. 5.)

“An act to provide for the extraordinary repair and improve-

ment of existing mechanical and other structures and works on and connected with the canals of this State." (No. 536, Int. No. 500.)

Mr. Schneider offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 4, entitled "An act providing for the payment of county officers and employes of the county of Erie" (Int. No. 4), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Darrison offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 174, entitled "An act to authorize the purchase of a site for, and the erection thereon of, a town house in and for the town of Wheatfield, in Niagara county, New York, with certain moneys belonging to said town" (Int. No. 186), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Allds offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that body that the Assembly will be ready at the time designated by law, and a concurrent resolution of the Senate and Assembly, to meet in joint assembly for the purpose of electing a State Superintendent of Public Instruction in place of Hon. Charles R. Skinner, whose term of office is about to expire, and also to compare nominations of the Senate and Assembly relative to the election of a Regent of the University in place of Hon. Hamilton Harris, deceased.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs, Allds and Frisbie.

Senators Slater and Martin, a committee on the part of the Senate, appeared in the Assembly Chamber and announced that the Senate was ready to meet the Assembly in joint convention for the purpose of electing a State Superintendent of Public Instruction, and also for the purpose of comparing nominations of the Senate and Assembly relative to the election of Regent of the University.

Mr. Allds, from the committee appointed to inform the Senate that the Assembly would be ready to meet that body in joint convention at the time prescribed by law, and the concurrent resolution of the Senate and Assembly for the purpose of electing a State Superintendent of Public Instruction in the place of Charles R. Skinner, whose term of office is about to expire, and also to compare nominations of the Senate and Assembly relative to the election of a Regent of University in place of Hon. Hamilton Harris, deceased, returned and reported that they had performed their duties.

The hour of 12 o'clock having arrived, Mr. Speaker announced that pursuant to law and a joint resolution the Legislature would meet in joint convention for the purpose of electing a State Superintendent of Public Instruction in the place of Charles R. Skinner, whose term of office is about to expire, and, also for the purpose of comparing nominations of the Senate and Assembly relative to the election of a Regent of the University in the place of Hon. Hamilton Harris, deceased.

The Senate thereupon appeared in the Assembly Chamber, and the Lieutenant-Governor took the chair as the presiding officer, and announced that the Senate and Assembly were in joint convention for the purpose of electing a State Superintendent of Public Instruction in the place of Charles R. Skinner.

The Clerk of the Senate then called the roll of the Senate, when the following members answered to their names:

Ahearn	Dowling	Hennessy	McEwan	Slater
Ambler	Ellsworth	Higgins	McKinney	Stewart
Armstrong	Elsberg	Hill	Mills	Stranahan
Audett	Feeter	Humphrey	Plunkitt	Trainor
Brackett	Foley	Krum	Prime	Wagner
Cocks	Fuller	Marshall	Raines	White
Cullen	Goodsell	Martin	Ramsperger	Wilcox
Davis	Grady	McCabe	Russell	Wiley
Donnelly	Green	McCarren	Sherwood	Willard 45

The Clerk of the Assembly then called the roll of the Assembly, when the following members answered to their names:

Adams	Daly	Hallock	McMillan	Sanders
Adler	Darrison	Hanford	McQuade	Schneider
Ahern	Davis	Harburger	Meister	Seymour
Allds	DeGraw	Harris	Morgan	Sherer
Allston	Dempsey	Hasenflug	Nye	Smith A R
Apgar	Dickey	Hatch	O'Connell	Smith J E
Axtell	Dickinson	Hawkins	O'Malley	Smith J L
Baker	Dooling	Henry	Orr	Smith J T
Bedell	Doughty	Hitchcock	Patton	Smith S W
Bell	Duross	Holsten	Phillips	Smith W H
Bennet	Egan	Honeck	Phipps	Snyder
Blackwell	Ellis	Juengst	Plank	Stevens
Bradley	Everett	Keenan	Platt	Sullivan
Brill	Fancher	Kelly	Price	Swift
Brooks	Fish	Kelsey	Prince	Thorn
Bruckner	Fisher	Knipp	Rainey	Traub
Bryan	Fitzgerald	Landon	Reiley	Treat
Burnett	Fitzpatrick	Leggett	Richter	Vacheron
Cadin	Fordyce	Lewis M E	Rierdon	Van Name
Conger	Fowler	Lewis T D	Roberts	Waite
Cook	Frisbie	Lynn	Robinson	Walrath
Cooley	Galbraith	Mains	Rodenbeck	Weber
Coons	Gardner C J	Mansfield	Rogers	Weekes
Costello	Geoghan	Mathews	Ross	Wilson H
Cotton	Graeff	McInerney	Ruehl	Speaker
Coughtry	Griffith	McKeown	Salverds	129

The presiding officer appointed as tellers upon the part of the Senate Messrs. Fuller and Dowling. And upon the part of the Assembly Messrs. Phillips and Kelly.

The two Houses then proceeded to the election of a State

Superintendent of Public Instruction in place of Charles R. Skinner.

The whole number of votes cast was.....	180
Of which Charles R. Skinner received.....	128
Of which James B. Milne received.....	52

The presiding officer then declared that Charles R. Skinner, having received a majority of the votes cast, was duly elected State Superintendent of Public Instruction for the term of three years, commencing on the 7th day of April, 1901.

The presiding office then announced that the two Houses were in joint convention for the purpose of comparing nominations for a Regent of the University in the place of Hon. Hamilton Harris, deceased.

The Clerk of the Senate then read the journal of the Senate relating to the nomination of the Regent of the University, and the Clerk of the Assembly read the journal of the Assembly relating thereto.

The nomination being found to agree on the name of Robert C. Pruyn, the President of the Senate announced and declared that Robert C. Pruyn, of the county of Albany, State of New York, had been duly elected a Regent of the University in the place of Hon. Hamilton Harris, deceased.

The Senate then retired.

Mr. Speaker announced, that the Senate and Assembly having been in joint convention, that Charles R. Skinner was declared duly elected State Superintendent of Public Instruction for the term of three years, commencing on the 7th day of April, 1901.

Mr. Speaker also announced that on the joint meeting of the Senate and Assembly to compare nominations for Regent of the University in the place of Hon. Hamilton Harris, deceased. The nominations of the two Houses were found to agree on the name of Robert C. Pruyn, who was thereupon declared by the President of the Senate duly elected as such Regent of the University in the place of Hon. Hamilton Harris, deceased.

The Senate bill (No. 224, Assembly reprint No. 834) entitled "An act for the relief of John N. Williamson, assignee of the

claim of the Jamaica Electric Light Company against the city of New York, for work, labor, services, materials and electric light furnished to the city of New York" (Rec. No. 9), was read the second time.

On motion of Mr. Foley, said bill was placed on the order of third reading.

On motion of Mr. Vacheron, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The Senate bill (No. 3) entitled "An act to amend the Primary Election Law, relative to filling vacancies in nominations" (Rec. No. 3), having been announced for a third reading,

On motion of Mr. M. E. Lewis, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 541) entitled "An act to terminate the terms of office of the police commissioners of the city of Buffalo; to abolish the offices of superintendent of police and assistant superintendent of police in said city, to concentrate the functions heretofore exercised by such commissioners and by the police board and by the superintendent of police and assistant superintendent of police in a single commissioner; to provide for the appointment and removal of such commissioner and his deputy; and to enlarge the powers heretofore exercised by said commissioners and said board of police, and to confer such enlarged powers upon such single commissioner and his deputy" (Int. No. 84), having been announced for a third reading,

Mr. Bradley moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, line 14, strike out the words "or the governor." Add to section 5 the following: "Nothing herein shall be construed to affect the position of men now in office who are veterans of the civil war."

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Bradley, and it was determined in the negative.

{ AYES 38 }
 { NOES 91 }

Those who voted in the affirmative, were

Bradley	Duross	Hawkins	Mathews	Rider
Bruckner	Egan	Holsten	McInerney	Rierdon
Cotton	Fitzgerald	Honeck	Meister	Sanders
Daly	Frisbie	Juengst	O'Connell	Scanlon
Delaney	Geoghan	Kaiser	Prince	Smith J E
Dempsey	Halpin	Keenan	Reilly	Sullivan
Dickey	Harburger	Kelly	Richter	Van Name
Dooling	Hasenflug	Lynn		

Those who voted in the negative, were

Adams	Cooley	Hammond	O'Brien	Schneider
Adler	Coons	Hanford	O'Malley	Sherer
Ahern	Costello	Harris	Orr	Smith J L
Allds	Darrison	Hatch	Patton	Smith J T
Allston	Davis	Henry	Phillips	Smith S W
Axtell	DeGraw	Hitchcock	Phipps	Smith W H
Babcock	Dickinson	Kelsey	Platt	Snyder
Baker	Ellis	Knipp	Price	Stevens
Bedell	Everett	Landon	Rainey	Swift
Bell	Fancher	Leggett	Remsen	Thorn
Bennet	Fisher	Lewis M E	Reynolds	Traub
Blackwell	Fordyce	Lewis T D	Roberts	Treat
Brill	Fowler	Mains	Robinson	Vacheron
Brooks	Galbraith	Mansfield	Rodenbeck	Waite
Bryan	Gardner C J	Marson	Rogers	Walrath
Burnett	Graeff	McMillan	Ross	Weber
Cadin	Griffith	McQuade	Ruehl	Weekes
Conger	Hallock	Morgan	Salyerds	Wilson H
Cook				

Debate was had on the final passage of said bill, when Mr. Allds moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 94 }
 } NOES 39 }

Those who voted in the affirmative, were

Adams	Cooley	Griffith	Morgan	Schneider
Adler	Coons	Hallock	O'Brien	Seymour
Ahern	Costello	Hammond	O'Malley	Smith J L
Allds	Coughtry	Hanford	Orr	Smith J T
Allston	Darrison	Harris	Patton	Smith S W
Apgar	Davis	Hatch	Phillips	Smith W H
Axtell	DeGraw	Henry	Phipps	Snyder
Baker	Dickinson	Hitchcock	Plank	Stevens
Bedell	Doughty	Kelsey	Platt	Swift
Bell	Ellis	Knipp	Price	Thorn
Bennet	Everett	Landon	Rainey	Traub
Blackwell	Fancher	Leggett	Remsen	Treat
Brill	Fish	Lewis M E	Roberts	Vacheron
Brooks	Fisher	Lewis T D	Robinson	Waite
Bryan	Fordyce	Mains	Rodenbeck	Walrath
Burnett	Fowler	Mansfield	Rogers	Weber
Cadin	Galbraith	Marson	Ross	Weekes
Conger	Gardner C J	McMillan	Ruehl	Wilson H
Cook	Graeff	McQuade	Salyerds	

Those who voted in the negative, were

Bradley	Duross	Hawkins	Mathews	Rider
Bruckner	Egan	Holsten	McInerney	Rierdon
Cotton	Fitzgerald	Honeck	McKeown	Sanders
Daly	Frisbie	Juengst	Meister	Scanlon
Delaney	Geoghan	Kaiser	O'Connell	Smith J E
Dempsey	Halpin	Keenan	Prince	Sullivan
Dickey	Harburger	Kelly	Reilley	Van Name
Dooling	Hasenflug	Lynn	Richter	---

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 715) entitled "An act to amend the Greater New York charter, relating to the municipal court" (Int. No. 223), was read the third time, having been printed and upon the desks of

the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Meister	Salyerds
Adler	Cotton	Harburger	Morgan	Sanders
Ahern	Daly	Harris	Nye	Schneider
Allds	Darrison	Hasenflug	O'Brien	Sherer
Allston	DeGraw	Hawkins	O'Connell	Smith J E
Apgar	Delaney	Henry	O'Malley	Smith J L
Axtell	Dickey	Holsten	Orr	Smith J T
Babcock	Dickinson	Honeck	Patton	Smith S W
Baker	Dooling	Irwin	Phillips	Smith W H
Baum	Duross	Juengst	Phipps	Snyder
Bedell	Dusinbery	Kaiser	Plank	Stevens
Bell	Ellis	Kelly	Poth	Sullivan
Bennet	Everett	Kelsey	Price	Swarts
Blackwell	Fitzgerald	Knipp	Prince	Swift
Bradley	Fitzpatrick	Landon	Rainey	Thorn
Brill	Fordyce	Leggett	Reilley	Treat
Brooks	Fowler	Lewis M E	Remsen	Ulmann
Bruckner	Frisbie	Lewis T D	Reynolds	Vacheron
Bryan	Galbraith	Lynn	Rider	Van Name
Burnett	Gardiner R	Mains	Rierdon	Waite
Burns	Gardner C J	Mansfield	Roberts	Walrath
Cadin	Geoghan	Mathews	Robinson	Weber
Conger	Graeff	McInerney	Rodenbeck	Weekes
Cook	Griffith	McKeown	Rogers	Wilson H
Cooley	Hallock	McMillan	Ross	Wilson W H
Coons	Halpin	McQuade		

In the negative,

Fish

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 717) entitled "An act to legalize, ratify and con-

firm an issue of bonds of the village of Illion, in the county of Herkimer, in the amount of \$30,000 issued for the purpose of constructing an electric lighting plant in and for said village; and to legalize the special election held on March 6, 1900, and all proceedings connected therewith, under which said bonds are issued" (Int. No. 455), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Morgan	Sherer
Adler	Cotton	Halpin	Nye	Smith A R
Ahern	Coughtry	Hammond	O'Brien	Smith J E
Allds	Daly	Hanford	O'Malley	Smith J L
Allston	Darrison	Harburger	Patton	Smith J T
Apgar	Davis	Harris	Phillips	Smith S W
Axtell	Delaney	Hatch	Plank	Smith W H
Babcock	Dempsey	Henry	Platt	Snyder
Baker	Dickey	Hitchcock	Poth	Stevens
Baum	Dickinson	Holsten	Prince	Sullivan
Bedell	Dooling	Hyman	Rainey	Swarts
Bell	Doughty	Irwin	Reilley	Swift
Bennet	Duross	Keenan	Remsen	Thorn
Blackwell	Dusinbery	Kelly	Reynolds	Traub
Bradley	Egan	Kelsey	Rider	Treat
Brill	Ellis	Knipp	Rierdon	Ulmann
Brooks	Everett	Landon	Roberts	Vacheron
Bruckner	Fancher	Leggett	Robinson	Van Name
Bryan	Fish	Lewis' T D	Rodenbeck	Waite
Burnett	Fitzgerald	Mains	Ross	Walrath
Burns	Fitzpatrick	Mansfield	Ruehl	Weber
Cadin	Fowler	Marson	Salyerds	Weekes
Conger	Galbraith	McInerney	Sanders	Wilson H
Cook	Gardner C J	McMillan	Schneider	Wilson W H
Coons	Geoghan	McQuade		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 716) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of William Dinehart against the State of New York, for injuries alleged to have been sustained on the towing path of the Erie canal near the village of Canastota, N. Y., in the month of November, 1897, and to render judgment therefor" (Int. No. 318), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	McKeown	Ruehl
Ahern	Daly	Hammond	McMillan	Salyerds
Allds	Darrison	Hanford	McQuade	Sanders
Allston	Davis	Harris	Morgan	Scanlon
Apgar	DeGraw	Hasenflug	Nye	Schneider
Axtell	Delaney	Hatch	O'Brien	Seymour
Babcock	Dempsey	Henry	O'Connell	Sherer
Baker	Dickey	Hitchcock	O'Malley	Smith A R
Baum	Dooling	Holsten	Patton	Smith J E
Bedell	Doughty	Honeck	Phillips	Smith J L
Bell	Duross	Hyman	Plank	Smith S W
Bennet	Dusinbery	Juengst	Platt	Smith W H
Blackwell	Egan	Kaiser	Poth	Snyder
Bradley	Ellis	Kelly	Prince	Stevens
Brill	Everett	Kelsey	Rainey	Swarts
Brooks	Fancher	Knipp	Reilley	Swift
Bruckner	Fisher	Landon	Remsen	Thorn
Bryan	Fitzgerald	Leggett	Reynolds	Treat
Burnett	Fitzpatrick	Lewis M E	Richter	Ulmann
Burns	Fowler	Lewis T D	Rider	Vacheron
Cadin	Frisbie	Mains	Rierdon	Van Name
Cook	Galbraith	Mansfield	Roberts	Walrath

Cooley	Gardner C J	Marson	Robinson	Weber
Coons	Geoghan	Mathews	Rodenbeck	Weekes
Costello	Griffith	McInerney	Ross	Wilson W H
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 316) entitled "An act to amend section 7 of chapter 418 of the Laws of 1897, entitled 'An act in relation to liens, constituting chapter 49 of the general laws,' in relation to advance payments" (Int. No. 316), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 116 }
 } NOES 4 }

Those who voted in the affirmative, were

Adams	Cotton	Gardner C J	McInerney	Ross
Adler	Coughtry	Geoghan	McKeown	Ruehl
Ahern	Daly	Graeff	McMillan	Salyerds
Allston	Darrison	Hallock	Meister	Sanders
Apgar	Davis	Halpin	Nye	Scanlon
Axtell	DeGraw	Hammond	O'Brien	Schneider
Babcock	Delaney	Harburger	O'Connell	Sherer
Baker	Dempsey	Harris	O'Malley	Smith A R
Baum	Dickey	Hasenflug	Orr	Smith J E
Bedell	Dickinson	Hatch	Phillips	Smith J L
Bell	Dooling	Hawkins	Phipps	Smith J T
Pennet	Doughty	Hitchcock	Plank	Smith W H
Bradley	Dusinbery	Holsten	Platt	Snyder
Brill	Egan	Honeck	Price	Swarts
Brooks	Ellis	Irwin	Rainey	Swift
Bruckner	Everett	Juengst	Reilly	Thorn
Bryan	Fancher	Kelly	Remsen	Traub
Burns	Fisher	Knipp	Richter	Treat
Cadin	Fitzgerald	Landon	Rider	Vacheron
Conger	Fordyce	Leggett	Rierdon	Waite
Cook	Fowler	Lynn	Roberts	Walrath

Cooley	Frishie	Mains	Robinson	Weber
Coons	Galbraith	Mansfield	Rodenbeck	Wilson W H
Costello	Gardiner R	Mathews		

Those who voted in the negative, were

Allds	Fish	Kelsey	Patton
-------	------	--------	--------

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Hatch called up the bill (No. 319) entitled "An act to change the name of The Hartshorn Presbyterian Church, in Hornellsville, N. Y., to the Westminster Presbyterian Church of Hornellsville, N. Y." (Int. No. 319), heretofore laid aside on the order of third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	125	}
{	NOES	00	}

Those who voted in the affirmative, were

Adler	Darrison	Hallock	McKeown	Ross
Ahern	Davis	Halpin	McMillan	Ruehl
Allds	DeGraw	Hanford	McQuade	Salyerds
Apgar	Delaney	Harburger	Meister	Sanders
Axtell	Dempsey	Harris	Nye	Scanlon
Babcock	Dickinson	Hatch	O'Brien	Schneider
Baker	Dooling	Henry	O'Connell	Seymour
Baum	Doughty	Hitchcock	O'Malley	Sherer
Bell	Duross	Honeck	Orr	Smith A R
Bennet	Dusinbery	Hyman	Patton	Smith J E
Blackwell	Egan	Irwin	Phillips	Smith J T
Bradley	Ellis	Kaiser	Phipps	Smith S W
Brill	Everett	Keenan	Platt	Smith W H
Brooks	Fancher	Kelly	Poth	Snyder
Bruckner	Fisher	Kelsey	Price	Stevens
Bryan	Fitzgerald	Knipp	Prince	Swarts
Burns	Fitzpatrick	Landon	Rainey	Swift

Cadin	Fordyce	Leggett	Remsen	Traub
Conger	Fowler	Lewis M E	Reynolds	Treat
Cooley	Frisbie	Lewis T D	Richter	Ulmann
Coons	Galbraith	Lynn	Rider	Van Name
Costello	Gardiner R	Mains	Roberts	Walrath
Cotton	Gardner CJ	Mansfield	Robinson	Weber
Coughtry	Geoghan	Marson	Rodenbeck	Wilson H
Daly	Griffith	Mathews	Rogers	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment the bill (No. 4) entitled "An act providing for the payment of county officers and employes of the county of Erie" (Int. No. 4), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to provide for the holding of town meetings and elections in counties of the State, having a certain population, and to fix the salaries of supervisors in any such county, and to regulate the powers of such board, and to repeal certain acts and parts of acts." (No. 513, Int. No. 226.)

"An act to repeal chapter 750 of the Laws of 1900, entitled 'An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Spring and Nelsonville.'" (No. 230, Int. No. 230.)

"An act creating the office of police justice in the village of Peekskill, in the county of Westchester." (No. 482, Int. No. 6.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 596 of the Laws of 1898, relative to the salaries of the police force of the city of Yonkers." (No. 510, Int. No. 122.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

"An act to amend chapter 546 of the Laws of 1881, relative to the location of the New York Christian Home for Intemperate Men." (No. 683, Int. No. 475.)

"An act to amend chapter 357 of the Laws of 1887, in relation to the receiver of taxes and assessments in the town of Cortlandt and village of Peekskill." (No. 535, Int. No. 499.)

Ordered, That the Clerk deliver said bills to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *February 13, 1901.*

To the Assembly:

Pursuant to concurrent resolution, of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 4, entitled "An act providing for the payment of county offices and employes of the county of Erie." (Int. No. 4.)

BENJAMIN B. ODELL, Jr.

Mr. Schneider moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	131	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Coughtry	Hallock	McInerney	Rogers
Adler	Daly	Halpin	McKeown	Ross
Ahern	Darrison	Hammond	McMillan	Salyerds
Alds	Davis	Hanford	McQuade	Sanders
Allston	Delaney	Harburger	Meister	Scanlon
Apgar	Dempsey	Harris	Morgan	Schneider
Axtell	Dickey	Hasenflug	O'Brien	Seymour
Babcock	Dickinson	Hatch	O'Connell	Smith A R
Baker	Dooling	Hawkins	O'Malley	Smith J E
Baum	Doughty	Henry	Orr	Smith J L
Bedell	Duross	Hitchcock	Patton	Smith J T

Bell	Dusinbery	Holsten	Phillips	Smith W H
Bennet	Egan	Honeck	Phipps	Snyder
Blackwell	Everett	Irwin	Plank	Sullivan
Bradley	Fish	Juengst	Poth	Swarts
Brill	Fisher	Keenan	Price	Swift
Bruckner	Fitzgerald	Kelly	Prince	Thorn
Bryan	Fordyce	Kelsey	Rainey	Traub
Burnett	Fowler	Landon	Reilley	Ulmann
Burns	Frisbie	Leggett	Reynolds	Vacheron
Cadin	Galbraith	Lewis M E	Richter	Van Name
Conger	Gardiner R	Lewis T D	Rider	Waite
Cook	Gardner C J	Lynn	Rierdon	Walrath
Cooley	Geoghan	Mains	Roberts	Weekes
Coons	Graeff	Mansfield	Robinson	Wilson H
Costello	Griffith	Marson	Rodenbeck	Wilson W H
Cotton				

Mr. Schneider moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

Page 1, line 2, after the words "ninety-five" insert the following: "entitled 'An act fixing the fiscal year, providing for a county auditor, and regulating the purchase of supplies for the county institutions and offices of the county of Erie.'"

Same page, line 4, after the § mark strike out the figure "2" and insert in place thereof the figure "4," and before the word "before" at the beginning of the paragraph insert the following: "County officers and employes, how paid.—"

Page 2, line 11, after the § mark strike out the figure "3" and insert in place thereof the figure "2."

Amend the title by striking out the words "providing for" and insert in place thereof the words "to amend chapter one hundred and seventy-three of the laws of eighteen hundred and ninety-five, relative to."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Doughty, from the committee on internal affairs, reported said bill amended as directed, and the same ordered reprinted and placed on the order of third reading.

The Senate returned the bill (No. 41, Senate reprint No. 374), entitled "An act to legalize the bonds of Union Free School District No. 12 of the town of Warwick, in the county of Orange,

dated January 1, 1901, issued for the payment of a site, and the erection of a new schoolhouse in said district, and to provide for the payment of said bonds and the interest thereon" (Int. No. 41), with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 1, strike out the word "meeting" and insert the word "meetings."

Page 2, line 3, strike out the word "is" and insert the word "an."

Mr. Bedell moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been reprinted and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Halpin	McKeown	Ruehl
Ahern	DeGraw	Hanford	McMillan	Salyerds
Allds	Dempsey	Harburger	McQuade	Scanlon
Allston	Dickey	Hasenflug	Meister	Schneider
Apgar	Dickinson	Hatch	Nye	Seymour
Axtell	Dooling	Henry	O'Brien	Sherer
Baker	Doughty	Hitchcock	O'Connell	Smith J E
Baum	Duross	Holsten	O'Malley	Smith J L
Bedell	Dusinbery	Honeck	Orr	Smith J T
Bell	Egan	Hyman	Patton	Smith W H
Blackwell	Ellis	Irwin	Phipps	Snyder
Bradley	Everett	Juengst	Plank	Stevens
Brill	Fancher	Kaiser	Platt	Sullivan
Bruckner	Fish	Keenan	Price	Swarts
Burnett	Fisher	Kelly	Prince	Swift
Burns	Fitzgerald	Kelsey	Rainey	Thorn
Cadin	Fordyce	Knipp	Reilley	Traub
Conger	Fowler	Landon	Remsen	Ulmann
Cook	Frisbie	Lewis M E	Richter	Vacheron
Cooley	Galbraith	Lewis T D	Rider	Van Name
Coons	Gardiner R	Lynn	Rierdon	Waite

Costello	Gardner CJ	Mains	Roberts	Walrath
Cotton	Geoghan	Marson	Rodenbeck	Weber
Coughtry	Griffith	Mathews	Rogers	Wilson H
Darrison	Hallock	McInerney	Ross	Wilson W H

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Bedell.—On Monday evening, when the bill introduced by me in relation to the water bonds of the city of Middletown was placed upon our files, I discovered that there had been some mistakes made in the printing of the bill, when compared with the original copy which I introduced at the desk of the House. I stated publicly at that time that I believed these mistakes to have been the fault of the State Printer. A careful investigation of the subject has shown that the mistake was not the fault of the State Printer nor of the desk; but on the contrary, I having asked that the House receive only one copy of this bill, that copy was sent out to a stenographer to be copied, and the two copies that were furnished by the stenographer contained the errors that were in the printed bill. I believe that when an error of this kind is made that the mistake should be rectified; and, therefore, I desire publicly to announce that this was not the fault of the State Printer.

Mr. Allds.—I think that there has come home to every member of this House a feeling of sadness on the announcement that the senior Senator of this State had suffered a loss which cannot be adequately expressed in words, in the death of his wife. I desire, Mr. Speaker, to offer the following resolution.

Mr. Allds offered for the consideration of the House a resolution, in the words following:

Resolved, That the members of this House learn with profound sorrow of the death of the wife of the senior Senator from this State and extend their sincere sympathy to Senator Platt in his great bereavement.

Mr. Frisbie.—I desire to second the motion on the resolution of the gentleman from Chenango, and in doing so to express the

personal sympathy of each and every member of the minority of this House for the distinguished senior Senator who has suffered the most severe bereavement which can befall a man. I suggest, Mr. Speaker, that the vote be a rising one.

Mr. Speaker put the question whether the House would agree to said resolution, and it was adopted unanimously by a rising vote.

On motion of Mr. Allds, the House adjourned.

THURSDAY, FEBRUARY 14, 1901.

The House met pursuant to adjournment.

Prayer by Rev. John Van Westenberg.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Board of Managers of the House of Refuge for Women; which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the following communication:

STATE OF OREGON—TWENTY-FIRST LEGISLATIVE ASSEMBLY.

House joint resolution No. 4.

Whereas, Under the present method of election of United States Senators by the Legislatures of the several States, protracted contests frequently result in no election at all, and in all cases interfering with needed State legislation; and

Whereas, Oregon, in common with many of the other States, has asked Congress to adopt an amendment to the Constitution of the United States providing for the election of United States Senators by direct vote of the people, and said amendment has passed the House of Representatives on several occasions, but the Senate of the United States has continually refused to adopt said amendment; therefore be it

Resolved, by the House of Representatives of the State of Oregon, the Senate concurring: That the Congress of the United States is hereby asked and urgently requested to call a Consti-

tutional Convention for proposing amendments to the Constitution of the United States as provided in article V of the said Constitution of the United States.

Resolved, That we hereby ask and urgently request that the legislative assembly of each of the other States in the Union unite with us in asking and urgently requesting the Congress of the United States to call a Constitutional Convention for the purpose of proposing amendments to the Constitution of the United States.

Resolved, That the Secretary of State be and he is hereby authorized and directed to send a certified copy of this joint resolution to the President of the United States Senate, the Speaker of the House of Representatives of the United States and to the Legislative Assembly of each and every of the other States of the Union.

Adopted by the House January 23, 1901.

L. B. REEDER,
Speaker of the House.

Concurred in by the Senate January 25, 1901.

C. W. FULTON,
President of the Senate.

(Endorsed.)

* House Joint Resolution No. 4.

A. C. JENNINGS,
Chief Clerk.

Filed January 30, 1901.

F. I. DUNBAR,
Secretary of State.

UNITED STATES OF AMERICA—STATE OF OREGON,
OFFICE OF THE SECRETARY OF STATE.

I, F. I. Dunbar, do hereby certify that I am the Secretary of State of the State of Oregon, and custodian of the seal of said State; that the foregoing transcript of House Joint Resolution No. 4, filed in the office of the Secretary of State of the State of Oregon, January 30, 1901, has been by me compared with the original copy of the said House Joint Resolution No. 4, now on file in this office, and that it is a true and correct transcript thereof, and the whole of said original House Joint Resolution No. 4.

In testimony whereof I have hereunto set my hand and affixed hereto the seal of the State of Oregon. Done
[L. s.] at the Capitol, at Salem, Oregon, this thirty-first day of January, A. D., 1901.

F. I. DUNBAR,
Secretary of State.

Said communication was referred to the committee on the judiciary.

Privileges of the floor were extended to ex-Governor Cornell; also to Geo. S. Weed.

Mr. A. R. Smith was excused indefinitely

Mr. Mansfield presented a petition from the citizens of the county of Saratoga against the passage of the bill taxing savings banks, which was referred to the committee on taxation and retrenchment.

A message from the Governor by the hand of his Secretary was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *February 14, 1901.*

To the Assembly:

Assembly bill No. 334, introduced by Mr. Ahern, entitled "An act to change the corporate name of the Troy Young Men's Association to the Troy Public Library" is hereby returned without approval.

This is unnecessary legislation. Sections 2411 and 2417 of the Code of Civil Procedure make ample provision for changing the names of corporations by proceedings in the courts and the results sought to be accomplished by this bill can be achieved under the provisions of the Code of Civil Procedure.

For this reason the act should not receive Executive approval.

B. B. ODELL, JR.

On motion of Mr. Ahern, said message, together with said bill, was ordered laid upon the table.

Mr. Brooks introduced a bill entitled "An act to regulate the price of gas and the deposit of security with gas companies, in the city of Buffalo, N. Y." (Int. No. 826), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Cooley introduced a bill entitled "An act to authorize and provide for the enlargement and improvement of the existing sewer system in residence park, within the city of New Rochelle, Westchester county, and for the payment of the expense thereof" (Int. No. 827), which was read the first time and referred to the committee on affairs of cities.

Mr. Delaney introduced a bill entitled "An act to amend the Railroad Law, in relation to grade crossings" (Int. No. 828), which was read the first time and referred to the committee on railroads.

Mr. Fitzgerald introduced a bill entitled "An act to amend the Greater New York charter, in relation to the Court of Special Sessions" (Int. No. 829), which was read the first time and referred to the committee on affairs of cities.

Mr. Fordyce introduced a bill entitled "An act to amend section 87 of chapter 53 of the laws of 1879, entitled 'An act to revise the charter of the city of Auburn' and the several acts amendatory thereof" (Int. No. 830), which was read the first time and referred to the committee on affairs of cities.

Mr. Hawkins introduced a bill entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Jeremiah O'Brien, formerly a patrolman, in the police department, of the county of Kings" (Int. No. 831), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Malley introduced a bill entitled "An act to amend chapter 369 of the Laws of 1895, entitled 'An act creating a commissioner of jurors for each county of the State having a certain population and regulating and prescribing his duties; also providing in what manner jury lists shall be made up and jurors drawn and notify in the courts of record in such county, and how they may be exempt or excused and the length of service of such jurors' and the acts amendatory thereof in relation to the exemptions of jurors" (Int. No. 832), which was read the first time and referred to the committee on the judiciary.

Also a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof in relation to the duties of school boards" (Int. No. 833), which was read the first time and referred to the committee on affairs of cities.

Mr. Prince introduced a bill entitled "An act to amend the Code of Civil Procedure, relative to the commencement of certain

actions by wage earners in the Municipal Court of the city of New York " (Int. No. 834), which was read the first time and referred to the committee on codes.

Mr. James E. Smith introduced a bill entitled "An act to amend the Insurance Law, in relation to the investment of funds of insurance corporations in the stocks of other corporations" (Int. No. 835), which was read the first time and referred to the committee on insurance.

Also a bill entitled "An act to amend the Insurance Law, in relation to the standard fire insurance policy to be prescribed and used" (Int. No. 836), which was read the first time and referred to the committee on insurance.

Mr. Walrath introduced a bill entitled "An act to amend chapter 451 of the Laws of 1899 entitled, 'An act to enable persons who have deposited money in a bank and have lost the certificate, or the same has been destroyed, to draw the money due thereon,' relating to the satisfaction and discharge of bonds or undertakings given to secure the payment of such certificates" (Int. No. 837), which was read the first time and referred to the committee on banks.

Mr. Adams introduced a bill entitled "An act to require elevated railroad stations in the county of Kings to be provided with conveniences for the accommodation of passengers" (Int. No. 838), which was head the first time, and referred to the committee on railroads.

Mr. Hammond introduced a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to the board of contract and supply" (Int. No. 839), which was read the first time and referred to the committee on affairs of cities.

Mr. M. E. Lewis introduced a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to city sealer" (Int. No. 840), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 680 of the Laws of 1892, entitled 'An act in relation to elections, constituting

chapter 6 of the general laws' " (Int. No. 841), which was read the first time and referred to the committee on taxation and retrenchment.

Also, a bill entitled "An act to amend the Highway Law, relative to liability of towns for bridge breaking" (Int. No. 842), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "Concurrent resolution proposing an amendment to section 18 of article 3 of the Constitution, relating to exemptions of real and personal property from taxation" (Int. No. 843), which was read the first time and referred to the committee on the judiciary.

Mr. Patton introduced a bill entitled "An act to authorize the reconstruction of wrought iron or steel and removal of canal bridge No. 185 to a point 137.5 feet north of the south line of farm lot 98 in the town of Tonawanda, Erie county, New York, and making an appropriation therefor" (Int. No. 844), which was read the first time and referred to the committee on ways and means.

Mr. Duross introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to Joseph H. Garvey compensation for services actually rendered to the city of New York in the department of public charities, in the year 1899, pending the preparation of municipal civil service lists for the position of superintendent of Bellevue hospital dispensary" (Int. No. 845), which was read the first time and referred to the committee on affairs of cities.

Mr. Vacheron introduced a bill entitled "An act to amend the Greater New York charter by adding a section relating to the use of public markets for the sale of farm and garden produce" (Int. No. 846), which was read the first time and referred to the committee on affairs of cities.

Mr. McMillan introduced a bill entitled "An act to establish a State laboratory of electrical engineering at Union College, and making appropriation for the construction and equipment of suit-

able buildings, and for the maintenance of such laboratory and of experimentation and instruction in connection with the same" (Int. No. 847), which was read the first time and referred to the committee on ways and means.

Mr. Hatch introduced a bill entitled "An act to amend the general municipal law, relative to the passage and enforcement of curfew ordinances" (Int. No. 848), which was read the first time and referred to the committee on affairs of cities.

Mr. Apgar introduced a bill entitled "An act to provide for the securing of the requisite right of way by the boards of supervisors of counties in which public highways are improved, pursuant to chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of public highways' and acts amendatory thereof" (Int. No. 849), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. Apgar introduced a bill entitled "An act to amend chapter 83 of the Laws of 1896, entitled 'An act to consolidate, amend and revise the charter of the village of Sing Sing, in the town of Ossining, county of Westchester, and also changing the boundary lines of the said town of Ossining'" (Int. No. 850), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. T. D. Lewis introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relating to spearing in Oswego river" (Int. No. 851), which was read the first time and referred to the committee on fisheries and game.

By unanimous consent,

Mr. Rierdon introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to the examination of books of accounts by stockholders" (Int. No. 852), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Prince introduced a bill entitled "An act to incorporate the trustees holding office after the session of the Grand Chapter

(June, 1900), being the present trustees of the Eastern Star Hall and Home Association of the Grand Chapter, Order of the Eastern Star, State of New York, and their successors, under the corporate name of the trustees of the Eastern Star Hall and Home Association, and to amend an act to incorporate the Order of the Eastern Star, approved May 11, 1895, being chapter 620 of the acts of 1895" (Int. No. 853), which was read the first time and referred to the committee on the judiciary.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill No. 174, entitled "An act to authorize the purchase of a site for, and the erection thereon of, a town-house in and for the town of Wheatfield in Niagara county, N. Y., with certain moneys belonging to said town" (Int. No. 186), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Apgar offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 482, entitled "An act creating the office of police justice in the village of Peekskill in the county of Westchester" (Int. No. 6), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

By unanimous consent,

Mr. Salyerds introduced a bill entitled "An act to legalize the action of boards of supervisors in any county in this State, in changing the time of holding town meetings" (Int. No. 854), which was read the first time.

On motion of Mr. Salyerds, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on the judiciary.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Brill, Int. No. 577, en-

titled "An act to reappropriate a certain sum for the construction of a foot bridge over the Erie canal on Brainard street in the village of Whitesboro, county of Oneida" (No. 632), reported in favor of the passage of the same, with the following amendment:

Strike out Section 2, and insert the following: "§ 2. No part of such appropriation or re-appropriation shall be available except for necessary plans, specifications and advertising, until a contract for the completion of the work herein authorized within such total appropriation shall have been duly made with a responsible bidder, and the performance thereof duly secured by a sufficient bond approved by the comptroller.

"§ 3. This act shall take effect immediately."

In title after the word "Oneida" change the period to a comma, and insert the words "and making an additional appropriation therefor."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Waite, Int. No. 314, entitled "An act making an appropriation for the care, maintenance and repairs of the quarantine establishment at the quarantine station" (No. 314), reported in favor of the passage of the same, with the following amendment:

Page 1, line 6, after the word "state" strike out balance of line.

Same page, line 7, strike out the words "board of" and insert the words "upon itemized accounts certified by the."

Same page, same line, after the word "quarantine" strike out balance of line and insert the words "and audited by the."

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Rogers, Int. No. 384, entitled "An act to incorporate the Milanville Bridge Company, and authorizing it to construct, maintain and operate a bridge over the

Delaware river" (No. 399), reported in favor of the passage of the same, with the following amendment:

Page 2, line 10, strike out the following "Frederick W. Tegeler."

Page 6, line 14, strike out the word "covered" and insert the word "floored."

Same page, line 15, before the comma after the word "thick," insert the words "or with other suitable material."

Page 7 and 8, strike out all of section 13.

Renumber sections after No. 12.

J. P. ALLDS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 725, entitled "An act to amend the Legislative Law, in relation to the drafting of bills, and reappropriating a portion of an unexpended balance for such purpose" (821), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. J. T. Smith, Int. No. 676, entitled "An act to amend the Railroad Law, in relation to street surface railroad corporations acquiring real estate" (No. 751), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Cooley, Int. No. 717, entitled "An act to enable the Larchmont horse railway company to discontinue the use of its tracks in a part of Larchmont avenue formerly known as Collins avenue and to remove the same" (No. 813), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was re-

ferred the bill introduced by Mr. Allston, Int. No. 373, entitled "An act to extend the time of the Little Falls, Van Hornesville and Otsego Lake Narrow Gauge Railroad Company to begin the construction of its road and expend thereon 10 per cent. of the amount of its capital and finish and put the same in operation" (No. 388), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Blackwell, Int. No. 72, entitled "An act in relation to the construction, maintenance and operation of railroads upon Ashland place, in the borough of Brooklyn, in the city of New York" (No. 72), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Swift, Int. No. 726, entitled "An act to legalize the supplemental agreement between the Binghamton railroad company and the village of Lestershire" (No. 822), retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Degraw, from the committee on banks, to which was referred the bill introduced by Mr. DeGraw, Int. No. 575, entitled "An act to amend the Banking Law, relative to private bankers" (No. 630), reported the same with the following amendment, and request that said bill be recommitted to said committee:

Page 4, line 15, after the word "storage," add a new section, to be section 3 or last section:

§ 3. This act shall take effect immediately.

ABRAM C. DEGRAW,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Phipps, from the committee on agriculture, to which was referred the bill introduced by Mr. Dusenbery, Int. No. 229, in-

titled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws, relative to vinegar'" (No. 229), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Leggett, Int. No. 488, entitled "An act to repeal title 5 of chapter 15 of part 1 of the Revised Statutes in relation to the Lewiston school fund, and to repeal chapter 152 of the Laws of 1892, amendatory thereof, and to provide for the conversion of the fund created by said laws into money, and the disposition of the same" (No. 524), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was recommitted the bill introduced by Mr. Doughty, Int. No. 163, entitled "An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations" (No. 772), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Keenau, Int. No. 358, entitled "An act to reduce the ferriage on the ferry known as the Long Island Railroad Ferry, plying between the foot of East Thirty-fourth street, in the borough of Manhattan, and Borden avenue, in the First ward of the borough of Queens, and to establish a rate of ferriage thereon" (No. 373), reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Hitchcock, Int. No. 695, entitled "An act to amend the Navigation Law, relative

to the floating of logs or rafts in Lake George" (No. 791), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 12, strike out the word "June" and insert the word "July;" also strike out the word "fifteenth" and insert the word "first."

ROBERT A. SNYDER,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act for the reincorporation of the New York African Society for Mutual Relief." (No. 328, Int. No. 328.)

"An act in relation to the Nyack Hospital in the county of Rockland." (No. 530, Int. No. 494.)

Ordered, That said bills be engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the bills entitled as follows:

"An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations." (No. 722, Int. No. 111.)

"An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce." (No. 767, Int. No. 70.)

"An act reappropriating money and making an appropriation for maintenance of the New York State Reformatory for Women, at Bedford; also making an appropriation for said institution." (No. 777, Int. No. 399.)

"An act to reappropriate the unexpended balance of the appropriation for the improvements of the Erie, the Champlain and the Oswego canals." (No. 776, Int. No. 398.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Joseph C. Farmer against the State of New York." (No. 774, Int. No. 133.)

"An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants,' relative to exemption from examination." (No. 773, Int. No. 386.)

"An act to repeal section 41x of the Penal Code relating to the failure to file candidate's statement of election expenses." (No. 766, Int. No. 452.)

The bill (No. 227) entitled "An act to amend the Domestic Relations Law in relation to marriages" (Int. No. 30), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 21 }

Those who voted in the affirmative, were

Adams	Cook	Fitzpatrick	Mathews	Richter
Ahern	Cooley	Fordyce	McInerney	Rider
Allds	Costello	Frisbie	McMillan	Rierdon
Allston	Cotton	Gardner C J	McQuade	Robinson
Apgar	Darrison	Graeff	Morgan	Rogers
Axtell	Davis	Hallock	O'Malley	Seymour
Baker	DeGraw	Halpin	Patton	Sherer
Bedell	Delaney	Hammond	Phillips	Smith J L
Bell	Dempsey	Harburger	Phipps	Smith S W
Bennet	Dickinson	Hasenflug	Platt	Smith W H
Blackwell	Doughty	Henry	Price	Snyder
Brill	Egan	Hitchcock	Prince	Sullivan
Brooks	Ellis	Kelly	Rainey	Waite
Bryan	Everett	Knipp	Reilley	Weber
Burns	Fancher	Landon	Remsen	Weekes
Cadin	Fisher	Mains	Reynolds	Wilson H
Conger	Fitzgerald	Mansfield		

Those who voted in the negative, were

Bradley	Holsten	O'Connell	Salyerds	Stevens
Duross	Leggett	Roberts	Scanlon	Treat
Fish	Lewis M E	Rodenbeck	Schneider	Van Name
Geoghan	Lynn	Ross	Smith A R	Walrath
Hatch				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 545) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section 10 of article 8 of the constitution, relating to the limitation of indebtedness of counties, cities, towns and villages, by excepting the city of New York from the provisions of said section after the first day of January, 1904, was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Halpin	Marson	Ross
Adler	DeGraw	Hammond	Mathews	Salyerds
Ahern	Delaney	Hanford	McInerney	Sanders
Allds	Dempsey	Harburger	McKeown	Scanlon
Allston	Dickey	Harris	McQuade	Schneider
Apgar	Dickinson	Hasenflug	Meister	Seymour
Axtell	Dooling	Hatch	Morgan	Sherer
Babcock	Doughty	Hawkins	Nye	Smith A R
Baker	Duross	Henry	O'Brien	Smith J E
Baum	Dusinbery	Hitchcock	O'Connell	Smith J L
Bedell	Egan	Holsten	Orr	Smith J T
Bell	Ellis	Honeck	Patton	Smith S W
Blackwell	Everett	Hyman	Phillips	Smith W H
Bradley	Fancher	Irwin	Plank	Stevens
Brill	Fish	Juengst	Platt	Sullivan
Brooks	Fisher	Kaiser	Poth	Swarts
Bryan	Fitzgerald	Keenan	Price	Swift
Burnett	Fitzpatrick	Kelly	Prince	Thorn
Cadin	Fordyce	Kelsey	Reilly	Treat
Conger	Fowler	Knipp	Remsen	Ulmann
Cook	Frisbie	Landon	Reynolds	Vacheron
Cooley	Galbraith	Leggett	Richter	Waite
Coons	Gardiner R	Lewis M E	Rierdon	Van Name

Costello	Gardner C J	Lewis T D	Roberts	Walrath
Cotton	Graeff	Lynn	Robinson	Weber
Coughtry	Griffith	Mains	Rodenbeck	Weekes
Daly	Hallock	Mansfield	Rogers	Wilson H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 714) entitled "An act to provide for the repairing and the extension and enlargement of a sea wall heretofore built by the State and to prevent inundation and overflowing of the uplands between the villages of East Marion and Orient in the town of Southold, Suffolk county, from encroachments by the sea and making an appropriation therefor" (Int. No. 220), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Geoghan	Marson	Ross
Adler	Darrison	Graeff	Mathews	Ruehl
Ahern	Davis	Griffith	McInerney	Salyerds
Allds	DeGraw	Hallock	McMillan	Sanders
Allston	Delaney	Halpin	McQuade	Scanlon
Axtell	Dempsey	Hammond	Meister	Schneider
Babcock	Dickey	Hanford	Morgan	Seymour
Baker	Dickinson	Harburger	O'Brien	Sherer
Baum	Dooling	Harris	O'Connell	Smith J E
Bedell	Doughty	Hatch	O'Malley	Smith J L
Bell	Duross	Hawkins	Orr	Smith J T
Bennet	Dusinbery	Hitchcock	Phillips	Smith W H
Bradley	Egan	Holsten	Phipps	Snyder
Brill	Ellis	Honeck	Plank	Stevens
Brooks	Everett	Hyman	Platt	Sullivan
Bruckner	Fancher	Juengst	Poth	Swarts
Bryan	Fish	Kaiser	Price	Thorn

Burnett	Fisher	Kelly	Prince	Traub
Burns	Fitzgerald	Kelsey	Rainey	Treat
Cadin	Fitzpatrick	Knipp	Remsen	Ulmann
Conger	Fordyce	Landon	Reynolds	Vacheron
Cook	Fowler	Leggett	Rider	Van Name
Cooley	Frisbie	Lewis M E	Rierdon	Waite
Coons	Galbraith	Lewis T D	Roberts	Walrath
Costello	Gardiner R	Mains	Robinson	Weber
Cotton	Gardner C J	Mansfield	Rogers	Wilson H
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 329) entitled "An act to legalize the sale of bonds by the village of Lacona, county of Oswego, and to permit the issue of such bonds in accordance with the terms of such sale" (Int. No. 329), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Graeff	McInerney	Rodenbeck
Adler	Darrison	Hallock	McKeown	Rogers
Ahern	Davis	Halpin	McMillan	Ross
Allds	DeGraw	Hammond	McQuade	Ruehl
Allston	Delaney	Harburger	Meister	Salverds
Apgar	Dempsey	Harris	Morgan	Sanders
Axtell	Dickey	Hasenflug	Nye	Scanlon
Babcock	Dickinson	Hatch	O'Brien	Schneider
Baker	Dooling	Hawkins	O'Connell	Sherer
Baum	Doughty	Hitchcock	O'Malley	Smith A R
Bell	Duross	Honeck	Orr	Smith J E
Bennet	Egan	Hyman	Phillips	Smith J L
Blackwell	Ellis	Juengst	Phipps	Smith J T
Bradley	Everett	Kaiser	Plank	Wilson W H
Brill	Fancher	Keenan	Platt	Snyder

Brooks	Fish	Kelly	Poth	Sullivan
Bruckner	Fisher	Kelsey	Price	Swarts
Bryan	Fitzgerald	Knipp	Rainey	Swift
Burnett	Fitzpatrick	Landon	Reilley	Thorn
Burns	Fordyce	Leggett	Remsen	Treat
Cadin	Fowler	Lewis M E	Reynolds	Vacheron
Conger	Frisbie	Lewis T D	Richter	Van Name
Cook	Galbraith	Lynn	Rider	Walrath
Cooley	Gardiner R	Mains	Rierdon	Weber
Costello	Gardner C J	Mansfield	Roberts	Wilson H
Cotton	Geoghan	Mathews	Robinson	Wilson W H
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 780) entitled "An act to divide certain moneys belonging to the town of Pomfret, between the village of Fredonia and that portion of said town outside the limits of said village" (Int. No. 466), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Geoghan	Mansfield	Robinson
Adler	Cotton	Graeff	Mathews	Rodenbeck
Ahern	Coughtry	Griffith	McInerney	Rogers
Allds	Daly	Hallock	McKeown	Ross
Allston	Darrison	Hammond	McMillan	Salverds
Apgar	Davis	Hanford	McQuade	Sanders
Axtell	DeGraw	Harburger	Morgan	Scanlon
Babcock	Delaney	Hasenflug	Nye	Schneider
Baker	Dempsey	Hatch	O'Brien	Sherer
Baum	Dickey	Hawkins	O'Connell	Smith A R
Bedell	Dooling	Hitchcock	O'Malley	Smith J L
Bell	Doughty	Holsten	Orr	Smith S W
Bennet	Duross	Honeck	Phillips	Smith W H

Blackwell	Dusinbery	Hyman	Phipps	Snyder
Bradley	Egan	Juengst	Plank	Sullivan
Brill	Ellis	Kaiser	Platt	Swift
Brooks	Everett	Kelly	Price	Traub
Bruckner	Fancher	Kelsey	Prince	Treat
Bryan	Fish	Knipp	Rainey	Ulmann
Burnett	Fisher	Landon	Remsen	Vacheron
Burns	Fitzpatrick	Leggett	Reynolds	Waite
Cadin	Fordyce	Lewis M E	Richter	Walrath
Conger	Frisbie	Lewis T D	Rider	Weber
Cook	Galbraith	Lynn	Rierdon	Wilson H
Cooley	Gardner C J	Mains	Roberts	Wilson W H
Coons				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 765) entitled "An act to legalize, ratify and confirm a special election or appropriation meeting, held in the city of Middletown, on the 3d day of October, 1900, and providing for the issue of bonds in accordance therewith" (Int. No. 303), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
{ NOES 10 }

Those who voted in the affirmative, were

Adams	Coughtry	Hallock	McKeown	Rogers
Adler	Daly	Hammond	McMillan	Ross
Ahern	Darrison	Hanford	McQuade	Ruehl
Allds	Davis	Harburger	Meister	Salyerds
Allston	DeGraw	Harris	Morgan	Sanders
Apgar	Delaney	Hasenflug	Nye	Scanlon
Axtell	Dempsey	Hatch	O'Brien	Schneider
Babcock	Dickey	Hawkins	O'Connell	Sherer
Baker	Dickinson	Henry	O'Malley	Smith A R
Baum	Dooling	Holsten	Orr	Smith J E
Bedell	Duross	Honeck	Patton	Smith J L
Bell	Dusinbery	Hyman	Phipps	Smith J T

Bennet	Egan	Irwin	Plank	Smith S W
Blackwell	Ellis	Juengst	Platt	Snyder
Bradley	Everett	Kelly	Poth	Sullivan
Brill	Fish	Kelsey	Price	Swarts
Brooks	Fisher	Knipp	Prince	Swift
Bruckner	Fitzpatrick	Landon	Reilley	Traub
Bryan	Fordyce	Lewis M E	Remsen	Treat
Burnett	Fowler	Lewis T D	Reynolds	Vacheron
Burns	Galbraith	Lynn	Rider	Van Name
Cadin	Gardiner R	Mains	Rierdon	Walrath
Conger	Gardner C J	Mansfield	Roberts	Weber
Cook	Geoghan	Marson	Robinson	Wilson H
Coons	Graeff	Mathews	Rodenbeck	Wilson W H
Costello	Griffith	McInerney		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 762) entitled "An act to amend section 86 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' relative to the amount of money to be raised for the fire department fund" (Int. No. 510), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hammond	McMillan	Ruehl
Adler	DeGraw	Harburger	McQuade	Salyerds
Ahern	Delaney	Harris	Meister	Sanders
Allds	Dickey	Hasenflug	Morgan	Scanlon
Allston	Dickinson	Hatch	Nye	Schneider
Apgar	Dooling	Hawkins	O'Brien	Seymour
Babcock	Doughty	Henry	O'Connell	Sherer
Baker	Duross	Hitchcock	O'Malley	Smith A R
Baum	Dusinbery	Holsten	Orr	Smith J E
Bedell	Egan	Hyman	Patton	Smith J L

Bell	Ellis	Irwin	Phillips	Smith J L
Blackwell	Everett	Juengst	Phipps	Smith S W
Bradley	Fancher	Kaiser	Plank	Snyder
Brooks	Fish	Kelly	Platt	Stevens
Bruckner	Fisher	Kelsey	Price	Sullivan
Bryan	Fitzgerald	Knipp	Prince	Swift
Burns	Fitzpatrick	Landon	Rainey	Thorn
Cadin	Fordyce	Leggett	Remsen	Traub
Conger	Frisbie	Lewis M E	Reynolds	Ulmann
Cook	Galbraith	Lewis T D	Richter	Vacheron
Cooley	Gardiner R	Lynn	Rider	Van Name
Coons	Gardner C J	Mains	Rierdon	Walrath
Costello	Geoghan	Mansfield	Roberts	Weber
Cotton	Graeff	Marson	Robinson	Weekes
Coughtry	Hallock	Mathews	Rodenbeck	Wilson H
Daly	Halpin	McInerney	Rogers	Wilson W H
Darrison				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 718) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (Int. No. 77), having been announced for a third reading,

On motion of Mr. O'Malley, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 763) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, etc." (Int. No. 390), having been announced for a third reading,

On motion of Mr. Leggett, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 764) entitled "An act to amend the Greater New York charter, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities, lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relative to

water supply" (Int. No. 5), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	McQuade	Salyerds
Adler	Darrison	Hanford	Meister	Sanders
Ahern	Davis	Harburger	O'Brien	Scanlon
Allds	DeGraw	Hasenflug	O'Connell	Schneider
Allston	Delaney	Hatch	O'Malley	Seymour
Apgar	Dempsey	Hawkins	Orr	Sherer
Axtell	Dickey	Hitchcock	Patton	Smith A R
Babcock	Dickinson	Holsten	Phillips	Smith J E
Baker	Doughty	Irwin	Phipps	Smith J L
Baum	Duross	Hyman	Plank	Smith J T
Bedell	Dusinbery	Juengst	Platt	Smith S W
Bell	Egan	Keenan	Poth	Smith W H
Bennet	Everett	Kelly	Prince	Snyder
Bradley	Fancher	Knipp	Rainey	Sullivan
Brill	Fish	Landon	Reilley	Swarts
Brooks	Fisher	Leggett	Remsen	Thorn
Bruckner	Fitzgerald	Lewis M E	Reynolds	Traub
Bryan	Fowler	Lynn	Richter	Treat
Burnett	Frisbie	Mains	Rider	Vacheron
Burns	Galbraith	Mansfield	Rierdon	Van Name
Cadin	Gardiner R	Marson	Rodenbeck	Waite
Conger	Gardner C J	Mathews	Rogers	Walrath
Cooley	Geoghan	McInerney	Ross	Weber
Coons	Graeff	McKeown	Ross	Wilson H
Costello	Hallock	McMillan	Ruehl	Wilson W H
Cotton				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 828) entitled "An act to amend section 1391 of the Code of Civil Procedure, in relation to exemption from execution" (Int. No. 323), was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Marson	Ruehl
Adler	Coughtry	Griffith	McInerney	Salyerds
Ahern	Daly	Hallock	McKeown	Sanders
Allds	Darrison	Halpin	McMillan	Scanlon
Allston	Davis	Hammond	McQuade	Schneider
Apgar	DeGraw	Hanford	Meister	Seymour
Axtell	Delaney	Harburger	Morgan	Sherer
Babcock	Dempsey	Harris	O'Brien	Smith A R
Baker	Dickey	Hasenflug	O'Connell	Smith J L
Baum	Dickinson	Hatch	O'Malley	Smith J T
Bedell	Dooling	Hawkins	Orr	Smith S W
Bell	Doughty	Hitchcock	Phillips	Smith W H
Bennet	Duross	Holsten	Phipps	Snyder
Blackwell	Dusinbery	Honeck	Plank	Stevens
Bradley	Egan	Hyman	Price	Sullivan
Brill	Ellis	Irwin	Prince	Swift
Brooks	Everett	Juengst	Rainey	Thorn
Bruckner	Fancher	Keenan	Reilley	Traub
Bryan	Fish	Kelly	Remsen	Treat
Burnett	Fisher	Knipp	Reynolds	Vacheron
Burns	Fitzgerald	Landon	Richter	Van Name
Cadin	Fordyce	Leggett	Rierdon	Waite
Conger	Fowler	Lewis M E	Roberts	Weber
Cook	Frisbie	Lewis T D	Robinson	Weekes
Cooley	Galbraith	Lynn	Rodenbeck	Wilson H
Coons	Gardiner R	Mains	Rogers	Wilson W H
Costello	Gardner C J	Mansfield	Ross	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 830) entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain popu-

lation, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties" (Int. No. 161), having been announced for a third reading,

On motion of Mr. Allds, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 829) entitled "An act to amend the Labor Law, relating to tenement made articles" (Int. No. 543), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
{ NOOS 00 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McInerney	Rogers
Adler	Davis	Hammond	McKeown	Ross
Ahern	DeGraw	Hanford	McMillan	Ruehl
Allds	Delaney	Harburger	McQuade	Salyerds
Allston	Dickey	Harris	Morgan	Sanders
Apgar	Dickinson	Hasenflug	Nye	Scanlon
Babcock	Dooling	Hawkins	O'Brien	Schneider
Baker	Doughty	Henry	O'Connell	Seymour
Baum	Duross	Hitchcock	O'Malley	Sherer
Bedell	Egan	Holsten	Orr	Smith A R
Bennet	Ellis	Honeck	Patton	Smith J L
Blackwell	Everett	Hyman	Phillips	Smith J T
Bradley	Fancher	Irwin	Phipps	Smith S W
Brill	Fish	Juengst	Plank	Smith W H
Brooks	Fisher	Keenan	Platt	Snyder
Bruckner	Fitzgerald	Kelly	Poth	Stevens
Bryan	Fitzpatrick	Kelsey	Price	Swarts
Burnett	Fordyce	Knipp	Prince	Swift
Burns	Fowler	Landon	Rainey	Thorn
Cadin	Frisbie	Leggett	Remsen	Treat

Conger	Galbraith	Lewis M E	Reynolds	Ulmann
Cook	Gardiner R	Lewis T D	Richter	Vacheron
Cooley	Gardner C J	Lynn	Rider	Waite
Coons	Geoghan	Mains	Rierdon	Walrath
Costello	Graeff	Mansfield	Roberts	Weber
Cotton	Griffith	Marson	Robinson	Weekes
Coughtry	Hallock	Mathews	Rodenbeck	Wilson W H
Daly				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 827) entitled "An act to amend chapter 765 of the Laws of 1900, entitled, 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds issued for such improvement" (Int. No. 196), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hammond	McMillan	Rogers
Adler	Delaney	Harburger	McQuade	Ross
Ahern	Dempsey	Harris	Meister	Ruehl
Allds	Dickey	Hasenflug	Morgan	Salyerds
Allston	Dickinson	Hatch	Nye	Sanders
Apgar	Dooling	Henry	O'Brien	Scanlon
Axtell	Doughty	Hitchcock	O'Connell	Schneider
Babcock	Duross	Holsten	O'Malley	Seymour
Baum	Dusinbery	Honeck	Orr	Smith A R
Bedell	Egan	Irwin	Patton	Smith J E
Bell	Ellis	Juengst	Phillips	Smith J L
Bennet	Everett	Kaiser	Phipps	Smith J T
Blackwell	Fancher	Keenan	Plank	Smith S W

Brill	Fish	Kelly	Platt	Smith W H
Brooks	Fisher	Kelsey	Poth	Snyder
Bruckner	Fordyce	Landon	Price	Sullivan
Bryan	Fowler	Leggett	Rainey	Swarts
Burnett	Frisbie	Lewis M E	Reilley	Thorn
Burns	Galbraith	Lewis T D	Remsen	Traub
Conger	Gardiner R	Lynn	Reynolds	Ulmann
Cook	Gardner C J	Mains	Richter	Vacheron
Coons	Geoghan	Mansfield	Rider	Waite
Costello	Graeff	Marson	Rierdon	Walrath
Cotton	Griffith	Mathews	Roberts	Weber
Coughtry	Hallock	McInerney	Robinson	Wilson H
Darrison	Halpin	McKeown	Rodenbeck	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 685) entitled "An act relative to the system of taxation for working and repairing highways in certain towns in the State" (Int. No. 671), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	McInerney	Ross
Adler	Darrison	Halpin	McKeown	Ruehl
Ahern	Davis	Hammond	McMillan	Salyerds
Allds	DeGraw	Hanford	McQuade	Sanders
Allston	Delaney	Harburger	Meister	Scanlon
Apgar	Dempsey	Hasenflug	Morgan	Schneider
Axtell	Dickey	Hatch	Nye	Seymour
Babcock	Dickinson	Hawkins	O'Brien	Sherer
Baker	Dooling	Henry	O'Connell	Smith A R
Baum	Doughty	Holsten	Orr	Smith J E
Bedell	Dusinbery	Honeck	Patton	Smith J L
Bennet	Egan	Hyman	Phillips	Smith S W
Blackwell	Ellis	Irwin	Phipps	Smith W H
Bradley	Everett	Kaiser	Plank	Snyder

Brill	Fancher	Keenan	Platt	Sullivan
Brooks	Fisher	Kelsey	Poth	Swarts
Bryan	Fitzgerald	Knipp	Prince	Thorn
Burnett	Fitzpatrick	Landon	Rainey	Traub
Burns	Fordyce	Leggett	Reilley	Ulmann
Cadin	Fowler	Lewis M E	Remsen	Vacheron
Conger	Frisbie	Lewis T D	Reynolds	Waite
Cooley	Galbraith	Lynn	Richter	Walrath
Coons	Gardiner R	Mains	Rierdon	Weekes
Costello	Geoghan	Mansfield	Roberts	Wilson H
Cotton	Graeff	Marson	Robinson	Wilson W H
Coughtry	Griffith	Mathews	Rogers	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 536) entitled "An act to provide for the extraordinary repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State" (Int. No. 500), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
 { NOES 2 }

Those who voted in the affirmative, were

Adams	Coughtry	Geoghan	Mansfield	Robinson
Adler	Daly	Graeff	Marson	Rodenbeck
Ahern	Darrison	Griffith	Mathews	Rogers
Allds	Davis	Hallock	McKeown	Ross
Allston	DeGraw	Halpin	McMillan	Ruehl
Apgar	Delaney	Hammond	McQuade	Salyerds
Axtell	Dempsey	Hanford	Meister	Sanders
Babcock	Dickey	Harburger	Morgan	Scanlon
Baker	Dooling	Harris	Nye	Schneider
Baum	Doughty	Hasenflug	O'Brien	Sherer
Bedell	Duross	Hawkins	O'Connell	Smith A R
Bell	Dusinbery	Henry	O'Malley	Smith J L
Blackwell	Egan	Hitchcock	Orr	Smith J T
Bradley	Ellis	Honeck	Patton	Smith W H

Brill	Everett	Hyman	Phillips	Snyder
Brooks	Fancher	Irwin	Phipps	Stevens
Bruckner	Fish	Juengst	Plank	Swarts
Bryan	Fisher	Keenan	Platt	Swift
Burnett	Fitzgerald	Kelly	Poth	Thorn
Burns	Fitzpatrick	Kelsey	Prince	Treat
Cadin	Fordyce	Landon	Rainey	Ulmann
Conger	Fowler	Leggett	Remsen	Van Name
Cook	Frisbie	Lewis M E	Richter	Waite
Cooley	Galbraith	Lewis T D	Rider	Weber
Coons	Gardiner R	Lynn	Rierdon	Weekes
Costello	Gardner C J	Mains	Roberts	Wilson H
Cotton				

Those who voted in the negative, were

Hatch Smith S W

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 411) entitled "An act making an appropriation for paying interest on the canal debt" (Int. No. 397), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	DeGraw	Hallock	Mansfield	Rierdon
Adler	Delaney	Hammond	Marson	Roberts
Ahern	Dempsey	Hanford	Mathews	Robinson
Allds	Dickey	Harburger	McInerney	Rodenbeck
Apgar	Dickinson	Harris	McKeown	Rogers
Axtell	Dooling	Hasenflug	McMillan	Ross
Babcock	Doughty	Hatch	McQuade	Salyerds
Baker	Duross	Hawkins	Meister	Sanders
Bedell	Dusinbery	Henry	Nye	Scanlon
Bell	Egan	Hitchcock	O'Brien	Schneider

Blackwell	Ellis	Holsten	O'Connell	Seymour
Brill	Everett	Honeck	O'Malley	Sherer
Brooks	Fancher	Hyman	Orr	Smith J E
Bryan	Fish	Irwin	Patton	Smith J T
Burnett	Fisher	Juengst	Phillips	Snyder
Cadin	Fitzgerald	Kaiser	Phipps	Stevens
Conger	Fitzpatrick	Keenan	Plank	Sullivan
Cook	Fordyce	Kelly	Poth	Swarts
Cooley	Fowler	Kelsey	Price	Thorn
Coons	Frisbie	Knipp	Prince	Treat
Costello	Galbraith	Landon	Rainey	Ulmann
Cotton	Gardiner R	Leggett	Reilley	Van Name
Coughtry	Gardner C J	Lewis M E	Remsen	Waite
Daly	Geoghan	Lewis T D	Reynolds	Weber
Darrison	Graeff	Lynn	Richter	Wilson H
Davis	Griffith	Mains	Rider	Wilson W H

Those who voted in the negative, were

Hatch Smith S W

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 104) entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council" (Int. No. 104), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Graeff	Marson	Robinson
Adler	Daly	Griffith	Mathews	Rodenbeck
Ahern	Darrison	Hallock	McInerney	Rogers
Allds	Davis	Halpin	McKeown	Ross

Allston	DeGraw	Hammond	McMillan	Ruehl
Apgar	Delaney	Hanford	McQuade	Sanders
Axtell	Dempsey	Harburger	Morgan	Scanlon
Babcock	Dickey	Harris	Nye	Schneider
Baker	Dickinson	Hasenflug	O'Brien	Seymour
Baum	Dooling	Hatch	O'Connell	Sherer
Bedell	Doughty	Hawkins	O'Malley	Smith A R
Bell	Duross	Henry	Orr	Smith J L
Bennet	Dusinbery	Hitchcock	Patton	Smith J T
Blackwell	Egan	Holsten	Phillips	Smith W H
Bradley	Ellis	Hyman	Phipps	Snyder
Brill	Everett	Irwin	Plank	Sullivan
Brooks	Fancher	Juengst	Poth	Swift
Bruckner	Fish	Kaiser	Price	Thorn
Bryan	Fisher	Keenan	Prince	Treat
Burnett	Fitzgerald	Kelly	Rainey	Ulmann
Burns	Fitzpatrick	Knipp	Reilley	Vacheron
Cadin	Fordyce	Landon	Remsen	Van Name
Conger	Fowler	Leggett	Reynolds	Waite
Cook	Frisbie	Lewis M E	Richter	Walrath
Cooley	Galbraith	Lynn	Rider	Weber
Coons	Gardiner R	Mains	Rierdon	Wilson H
Costello	Gardner CJ	Mansfield	Roberts	Wilson W H
Cotton	Geoghan			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 691) entitled "An act for the relief of Emil Kunzli, of New York city" (Int. No. 624), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Darrison	Halpin	McMillan	Ross
Adler	Davis	Hammond	McQuade	Ruehl
Ahern	DeGraw	Hanford	Meister	Sanders

Allds	Delaney	Harris	Morgan	Scanlon
Allston	Dempsey	Hasenflug	Nye	Schneider
Apgar	Dickey	Hatch	O'Brien	Seymour
Axtell	Dooling	Hawkins	O'Connell	Sherer
Babcock	Doughty	Henry	Orr	Smith A R
Baker	Duross	Hitchcock	Patton	Smith J E
Baum	Dusinbery	Holsten	Phillips	Smith J L
Bedell	Egan	Honeck	Phipps	Smith J T
Bennet	Ellis	Irwin	Plank	Smith W H
Blackwell	Everett	Juengst	Platt	Snyder
Bradley	Fancher	Kaiser	Poth	Stevens
Brill	Fish	Keenan	Price	Sullivan
Bruckner	Fisher	Kelly	Prince	Swift
Bryan	Fitzgerald	Kelsey	Rainey	Thorn
Burnett	Fitzpatrick	Knipp	Reilley	Traub
Burns	Fowler	Leggett	Remsen	Treat
Cadin	Frisbie	Lewis M E	Reynolds	Vacheron
Conger	Galbraith	Lewis T D	Richter	Van Name
Cook	Gardiner R	Lynn	Rider	Waite
Coons	Gardner C J	Mains	Rierdon	Walrath
Costello	Geoghan	Mansfield	Roberts	Weber
Cotton	Graeff	Marson	Robinson	Weekes
Coughtry	Griffith	Mathews	Rodenbeck	Wilson H
Daly	Hallock	McInerney	Rogers	Wilson W H

In the negative,

Cooley

Ordered; That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent,

Mr. Phipps called up the bill (No. 684) entitled "An act to amend the Agricultural Law, relative to small fruit packages and to repeal chapter 509 of the Laws of 1899" (Int. No. 406), heretofore laid aside on the order of third reading.

Said bill having been announced for a third reading,

On motion of Mr. Phipps, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

By unanimous consent,

Mr. Remsen called up the bill (No. 383) entitled "An act to amend chapter 46 of the Laws of 1873, passed March 5, 1873, and entitled 'An act to provide for the laying out, improvement and

preservation of burial grounds in the several towns of the State' " (Int. No. 368), heretofore laid aside on the order of second reading.

Said bill having been announced for a second reading.

On motion of Mr. Remsen, said bill was recommitted to the committee on general laws, retaining its place on the order of second reading.

The bill (No. 442) entitled "An act to amend the Forest, Fish and Game Law, relative to the cultivation of shell fish in the county of Westchester " (Int. No. 419), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 654) entitled "An act to amend chapter 338 of the Laws of 1897, relative to the planting of oysters and clams in the public waters of the town of Hempstead, in the county of Queens, and to repeal section 9 thereof " (Int. No. 591), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 369) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Company, against the State for damages alleged to have been sustained by the said S. F. Hess & Company, and to render judgment therefor " (Int. No. 354), was read the second time.

On motion of Mr. R. Gardiner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 733) entitled "An act to amend the Town Law, relative to the compensation of town officers " (Int. No. 657), having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 846) entitled "An act to amend the County Law, relative to docks and bulkheads in certain towns " (Int. No. 741), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 674) entitled "An act to authorize and empower the town boards of the towns in Nassau county to preserve their records by causing the same to be recopied" (Int. No. 611), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 623) entitled "An act to provide for compensation for services rendered, and for the reimbursements of moneys expended by the present sheriff of Nassau county for and in discharge of his official duties after the expiration of his present term of office" (Int. No. 568), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 616) entitled "An act to amend the County Law, being chapter 18 of the general laws, relating to assistant district attorneys of Erie county" (Int. No. 561), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 55) entitled "An act to amend sections 9, 10, 11 and 12 of chapter 202 of the Laws of 1897 entitled 'An act authorizing the Board of Supervisors of the county of Oneida to designate a board of equalization in and for said county and defining its powers and duties,' and section 5 of said chapter 202 of the Laws of 1897 as amended by chapter 535 of the Laws of 1898 and repealing sections 13, 14 and 15 of said chapter 202 of the Laws of 1897 and section 16 thereof as amended by chapter 535 of the Laws of 1898 in relation to appeals from the equalization made by the board of equalization of said county" (Int. No. 472), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 292) entitled "An act empowering the northside water commissioners of the town of Waterford, county of Sara-

toga, to contract with water companies for sprinkling Saratoga avenue in said district and providing for the payment therefor" (Int. No. 292), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 431) entitled "An act relating to certain assessments for the grading and paving of Sea Breeze avenue in the former town of Gravesend in the county of Kings" (Int. No. 408), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 213) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and the comptroller of said city to pay to William Anderson, compensation for services rendered to said city in the department of finance, and in the law department, in the years 1899 and 1900 as an expert stenographer, in relation to matters in litigation in the borough of Queens" (Int. No. 213), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 785) entitled "An act authorizing and directing the comptroller of the city of New York to pay the claims of the members of the old board of assessors of the former city of Brooklyn for services rendered to the city of New York since January 1, 1898, as assessors of taxes and assessments, until the appointment of their successors under and pursuant to the charter of the Greater New York" (Int. No. 689), was read the second time.

On motion of Mr. DeGraw, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 386) entitled "An act to legalize the proceedings of the city of Buffalo had or taken for the purpose of paving a part of Bailey avenue in said city" (Int. No. 371), was read the second time.

On motion of Mr. Ruehl, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 87) entitled "An act in relation to the widening and improvement of One Hundred and Thirty-fifth street west of Saint Nicholas avenue, in the city of New York" (Int. No. 87), having been announced for a second reading,

Mr. Dooling moved to amend said bill by striking out all excepting the enacting clause of said bill and inserting instead, the following:

Section 1. The department of parks of the city of New York is hereby authorized and empowered to make a plan for the actual improvement of Saint Nicholas park which shall provide for a roadway and sidewalks or footways beginning at Saint Nicholas avenue at or near One Hundred and Thirty-fifth street and extending to the westerly boundary of said park at or near said street upon such grades and of such width and with such curves or windings as will afford a sufficient or convenient means of travel across said park, provided that the grade for said roadway shall not exceed nine per centum and shall be at least thirty feet in width. The sidewalks and footways may follow the course, windings and grades of the said roadway or be otherwise located and fixed as the said department may deem advisable. Should the plan for said roadway and sidewalks require cutting through the said park below the present surface retaining walls where required, shall have a suitable facing and ornamental coping. Upon the adoption of the said plan the said department shall cause the work therein provided for to be done and completed as soon as practicable, and may for that purpose make a separate contract providing for the construction and completion of the said roadway, sidewalks or footway and the other work incidental thereto hereinbefore authorized to be done and to be shown on said plan.

§ 2. This act shall take effect immediately.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Dooling, and it was determined in the negative.

Mr. Van Name moved to amend said bill as follows:

Page 2, line 26, and page 3, line 1, strike out the words "one-half by the city of New York and one-half."

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative:

Mr. Speaker then put the question whether the House would agree to the said motion of Mr. Van Name, and it was determined in the negative.

Mr. McKeown moved to amend said bill as follows:

Page 3, after line 13, insert the following new section:

Section 4. Said proposed street when opened shall forever be free from the construction, maintenance, extension or operation of any surface, elevated, steam, electric or other railway of any kind upon or through said street.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. McKeown, and it was determined in the negative.

{ AYES 35 }
{ NOES 74 }

Those who voted in the affirmative, were

Bradley	Egan	Hasenflug	Kelly	Prince
Burns	Fitzgerald	Hatch	Lynn	Reilley
Delaney	Fitzpatrick	Hawkins	Mathews	Richter
Dempsey	Frisbie	Holsten	McInerney	Rider
Dickey	Geoghan	Honeck	McKeown	Rierdon
Dooling	Halpin	Juengst	Meister	Smith J E
Duross	Harburger	Kaiser	O'Connell	Van Name

Those who voted in the negative, were

Adams	Coons	Graeff	O'Brien	Seymour
Ahern	Cotton	Griffith	O'Malley	Sherer

Allds	Coughtry	Hallock	Orr	Smith J L
Allston	Darrison	Hammond	Patton	Smith S W
Apgar	Davis	Hanford	Phillips	Smith W H
Axtell	DeGraw	Harris	Phipps	Snyder
Babcock	Dickinson	Henry	Plank	Stevens
Bell	Everett	Hitchcock	Platt	Thorn
Bennet	Fancher	Knipp	Price	Traub
Blackwell	Fish	Leggett	Rainey	Waite
Brill	Fisher	Lewis T D	Remsen	Walrath
Bryan	Fordyce	Mains	Roberts	Weber
Cadin	Fowler	McMillan	Robinson	Weekes
Cook	Galbraith	McQuade	Rogers	Wilson H
Cooley	Gardner C J	Morgan	Ross	

Said bill was then read the second time.

On motion of Mr. W. H. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 221) entitled "Concurrent resolution proposing an amendment to section 2 of article 3 of the constitution, relative to the terms of office of members of the Assembly" (Int. No. 221) was read the second time.

On motion of Mr. Bryan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 443) entitled "An act to amend the Election Law relative to duties of county board of canvassers" (Int. No. 420), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 720) entitled "An act to amend section 32 of chapter 909 of the Laws of 1896, entitled 'An act in relation to the elections,' constituting chapter 6 of the general laws" (Int. No. 182), was read the second time.

On motion of Mr. O'Connell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 542) entitled "An act to provide for the acquisition and improvement by the city of Troy of certain lands in said city for public park purposes" (Int. No. 175), was read the second time.

On motion of Mr. Ahearn, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 260) entitled "An act for the relief of the Association for the Improved Instruction of Deaf Mutes in the city of New York, and to authorize the change of a certain lease made by the mayor, aldermen, and commonalty of the city of New York to the Association for the Improved Instruction of Deaf Mutes to a grant to said association, and to authorize the sale, letting, or mortgaging of the property covered thereby, by the said association" (Rec. No. 21), was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading.

The Senate bill (No. 372) entitled "An act to amend chapter 710 of the Laws of 1895, entitled 'An act to establish the office of comptroller in the city of Mount Vernon' providing for the appointment of such officer and defining his rights and duties" (Rec. No. 27), was read the second time.

On motion of Mr. Mains, said bill was placed on the order of third reading.

On motion of Mr. Mains, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hallock	McInerney	Rogers
Adler	Daly	Hammond	McMillan	Ruehl
Allds	Davis	Hanford	McQuade	Salyerds
Allston	DeGraw	Harris	Meister	Sanders
Apgar	Dempsey	Hasenflug	Morgan	Scanlon
Babcock	Dickey	Hawkins	O'Brien	Schneider
Baker	Dooling	Henry	O'Connell	Sherer
Baum	Doughty	Hitchcock	Orr	Smith A R
Bell	Dusinbery	Honeck	Patton	Smith J E

Bennet	Egan	Hyman	Phillips	Smith J T
Blackwell	Ellis	Juengst	Phipps	Smith S W
Bradley	Everett	Kelly	Platt	Snyder
Brooks	Fish	Kelsey	Poth	Sullivan
Bruckner	Fisher	Knipp	Price	Swarts
Bryan	Fitzpatrick	Landon	Prince	Thorn
Burnett	Fordyce	Leggett	Reiley	Treat
Burns	Fowler	Lewis M E	Remsen	Ulmann
Conger	Frisbie	Lewis T D	Reynolds	Van Name
Cook	Galbraith	Lynn	Richter	Walrath
Cooley	Gardner C J	Mains	Rierdon	Weber
Coons	Geoghan	Mansfield	Roberts	Wilson H
Costello	Graeff	Marson	Rodenbeck	Wilson W H
Cotton	Griffith			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 108) entitled "An act authorizing the comptroller of the city of New York to cancel certain taxes levied upon property used by the Peabody Home for Aged and Indigent Women, in the city of New York" (Rec. No. 22), was read the second time.

On motion of Mr. Harburger, said bill was placed on the order of third reading.

The bill (No. 690) entitled "An act to incorporate the Brooklyn Baptist Orphanage" (Int. No. 623), was read the second time.

On motion of Mr. Cotton, said bill was placed on the order of third reading.

On motion of Mr. Cotton, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	Mathews	Ross
Adler	Darrison	Halpin	McKeown	Ruehl
Ahern	Davis	Hammond	McMillan	Sanders
Allds	DeGraw	Hanford	McQuade	Scanlon
Apgar	Delaney	Harburger	Meister	Schneider
Axtell	Dempsey	Harris	Nye	Seymour
Babcock	Dickey	Hasenflug	O'Brien	Smith A R
Baker	Dickinson	Hatch	O'Connell	Smith J E
Baum	Dooling	Hawkins	Orr	Smith J L
Bedell	Doughty	Henry	Patton	Smith J T
Bell	Duross	Holsten	Phillips	Smith W H
Bennet	Dusinbery	Honeck	Phipps	Snyder
Bradley	Egan	Hyman	Platt	Sullivan
Brill	Everett	Juengst	Poth	Swarts
Brooks	Fancher	Keenan	Prince	Swift
Bruckner	Fish	Kelly	Rainey	Traub
Burnett	Fisher	Kelsey	Remsen	Treat
Burns	Fitzgerald	Knipp	Reynolds	Ulmann
Cadin	Fitzpatrick	Landon	Richter	Vacheron
Conger	Fowler	Leggett	Rider	Waite
Cooley	Frisbie	Lewis T D	Roberts	Walrath
Coons	Galbraith	Lynn	Robinson	Weekes
Costello	Gardner C J	Mains	Rodenbeck	Wilson H
Cotton	Geoghan	Mansfield	Rogers	Speaker
Coughtry	Griffith	Marson		

Ordered, That the Clerk deliver said bill to the Senate, and request there concurrence therein.

The Senate returned the bill (No. 41, Senate reprint No. 374), entitled "An act to legalize the bonds of Union Free School District No. 12 of the town of Warwick, in the county of Orange, dated January 1, 1901, issued for the payment of a site, and the erection of a new schoolhouse in said district, and to provide for the payment of said bonds and the interest thereon." (Int. No. 41.)

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Allds, the House adjourned.

FRIDAY, FEBRUARY 15, 1901.

The House met pursuant to adjournment.

Prayer by Rev. A. T. Johnson.

On motion of Mr. M. E. Lewis, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Ahearn offered for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), that a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill, No. 484, entitled "An act to amend chapter 594 of the Laws of 1899, making special provision for the payment of the bonds issued by the boards of supervisors of Rensselaer and Albany counties, on account of turnpikes, plank roads and bridges" (Int. No. 67), for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Adler introduced a bill entitled "An act to amend the Labor Law, in relation to wages for public works" (Int. No. 855), which was read the first time and referred to the committee on labor and industries.

Mr. Ahern introduced a bill entitled "An act to define and describe the limits and boundaries of the city of Troy in the county of Rensselaer and State of New York" (Int. No. 856), which was read the first time and referred to the committee on affairs of cities.

Mr. Bedell introduced a bill entitled "An act to provide for the improvement of the public highways in the county of Orange" (Int. No. 857), which was read the first time and referred to the committee on internal affairs.

Mr. Brill introduced a bill entitled "An act to authorize the Court of Claims to hear and determine all claims for damages permanent, or otherwise, against the State of New York, arising from the appropriation and user of Wood creek as a part of the sewer system of the city of Rome, as provided for and author-

ized by chapter 198 of the Laws of 1893 " (Int. No. 858), which was read the first time and referred to the committee on claims.

Mr. Bruckner introduced a bill entitled "An act to erect the county of the Bronx from the territory now comprised within the limits of the city of New York, north and east of the Harlem river, and known as the borough of the Bronx, in the county of New York " (Int. No. 859), which was read the first time and referred to the committee on affairs of cities.

Mr. Darrison introduced a bill entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to the presentation of accounts, claims and demands, and the bringing of actions thereon, the amount of city taxes and the creation of a fund to be known as the street sign fund, the collection of city taxes and the sale of property acquired by the city under such tax sales " (Int. No. 860), which was read the first time and referred to the committee on affairs of cities.

Mr. Fordyce introduced a bill entitled "An act to prevent the sale and manufacture of cigarettes " (Int. No. 861), which was read the first time and referred to the committee on public health.

Mr. R. Gardiner introduced a bill entitled "An act providing for the appointment of commissioners to revise the Tax Law " (Int. No. 862), which was read the first time and referred to the committee on ways and means.

Mr. Juengst introduced a bill entitled "An act to compel the Long Island Railroad Company to operate rapid transit trains at intervals of ten minutes until 8 p. m., and at intervals of 20 minutes thereafter " (Int. No. 863), which was read the first time and referred to the committee on railroads.

Also a bill entitled "An act to compel certain ferry companies to provide for the safety and comfort of their passengers " (Int. No. 864), which was read the first time and referred to the committee on commerce and navigation.

Mr. Keenan introduced a bill entitled "An act to authorize the board of estimate and apportionment of the city of New York,

in its discretion to examine into the facts concerning the services claimed to have been rendered by John W. Turner, in the department of finance in the city of New York, in the year 1899 " (Int. No. 865), which was read the first time and referred to the committee on affairs of cities.

Mr. Kelsey introduced a bill entitled "An act making an appropriation for Craig Colony for Epileptics " (Int. No. 866), which was read the first time and referred to the committee on ways and means.

Mr. N. E. Lewis introduced a bill entitled "An act to amend chapter 524 of the Laws of 1894, entitled 'An act to establish a pension fund for the paid fire department of the city of Rochester ' " (Int. No. 867), which was read the first time and referred to the committee on affairs of cities.

Mr. Platt introduced a bill entitled "An act to amend chapter 240 of the Laws of 1862, entitled 'An act to incorporate the fire department of the village of Corning,' as amended by chapter 48 of the Laws of 1890, entitled "An act to incorporate the city of Corning " (Int. No. 868), which was read the first time and referred to the committee on affairs of villages.

Mr. Remsen introduced a bill entitled "An act to provide for public notice of unclaimed deposits in savings banks and trust companies, and of unredeemed full paid shares of building, loan or savings and loan associations, and to provide for the disposal of the same " (Int. No. 869), which was read the first time and referred to the committee on banks.

Mr. Robinson introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer on Long Island " (Int. No. 870), which was read the first time and referred to the committee on fisheries and game.

Mr. J. E. Smith introduced a concurrent resolution entitled "An act proposing an amendment to article 5, subdivision 9, of the constitution, relating to civil service, by abrogating the said section " (Int. No. 871), which was read the first time and referred to the committee on the judiciary.

Mr. Vacheron introduced a bill entitled "An act to make the

office of sheriff of the county of Queens a salaried office and regulating the management of said office " (Int. No. 872), which was read the first time and referred to the committee on internal affairs.

Mr. Weber introduced a bill entitled "An act to confirm in and to George W. Kenyon, prior grants of certain land under the waters of New York bay in the county of Kings made by the people of the State of New York, and to release to him the title and interest, if any, now remaining in the people of the State of New York in and to said land " (Int. No. 873), which was read the first time and referred to the committee on ways and means.

Mr. Meister introduced a bill entitled "An act to regulate the loaning of money by any individual or corporation, when the security for the payment of the same is a salary, or regularly received remuneration " (Int. No. 874), which was read the first time and referred to the committee on general laws.

Mr. Bennet introduced a bill entitled "An act to amend chapter 575 of the Laws of 1898, entitled 'An act for the release to William R. Peters of any claim of the people of the State of New York in and to certain lands within the city of New York " (Int. No. 875), which was read the first time and referred to the committee on ways and means.

Mr. Robinson introduced a bill entitled "An act authorizing the commissioners of the land office to convey a tract of land situated on the Long Island State Hospital farm to the town of Smithtown for a highway " (Int. No. 876), which was read the first time and referred to the committee on internal affairs.

Mr. Mains introduced a bill entitled "An act to authorize the city of Yonkers to borrow money by the issue of bonds for the payment of the expense of completing the work of grading and improving the public parks of the city of Yonkers " (Int. No. 877), which was read the first time and referred to the committee on affairs of cities.

Also a bill entitled "An act to amend chapter 416 of the Laws of 1893 entitled 'An act in relation to the City Court of Yonkers'"

(Int. No. 878), which was read the first time and referred to the committee on affairs of cities.

Also a bill entitled "An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of 'Yonkers'' (Int. No. 879), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act entitled An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mt. Vernon'' (Int. No. 880), which was read the first time and referred to the committee on affairs of cities.

Mr. Rogers introduced a bill entitled "An act to amend the Public Health Law, in relation to the practice of dentistry, and to incorporate therein the statutes relating to dental societies" (Int. No. 881), which was read the first time and referred to the committee on public health.

Mr. Cooley introduced a bill entitled "An act to provide for the division of the expense of acquiring title to, widening and improving White Plains avenue, in the borough of the Bronx, city of New York, between the owners of the property deemed benefited thereby, and the county of New York" (Int. No. 882), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 497 of the Laws of 1900, entitled 'An act to amend chapter 353 of the Laws of 1899, entitled "An act to authorize the macadamizing of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters therefor and in connection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor'' (Int. No. 883), which was read the first time and referred to the committee on affairs of villages.

Mr. Reilley introduced a bill entitled "An act to amend the Greater New York charter in relation to the payment of fees for the construction of vaults under the sidewalks" (Int. No. 884), which was read the first time and referred to the committee on affairs of cities.

Mr. W. H. Smith introduced a bill entitled "An act to amend sections 834 and 836 of the Code of Civil Procedure, relating to the competency of a witness" (Int. No. 885), which was read the first time and referred to the committee on codes.

Mr. Coughtry introduced a bill entitled "An act to amend sections 1 and 2 of chapter 432 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies' in relation to licenses" (Int. No. 886), which was read the first time and referred to the committee on general laws.

Also, a bill entitled "An act to amend sections 12 and 14 of chapter 570 of the Laws of 1895, entitled 'An act for the incorporation of associations for the improvement of the breed of horses and to regulate the same and to establish a State Racing Commission,' as respectively amended by chapter 446 of the Laws of 1897, and by chapter 380 of the Laws of 1896, relative to tax and examination of books and records" (Int. No. 887), which was read the first time and referred to the committee on general laws.

Mr. McInerney introduced a bill entitled "An act to repeal article 3 of title 1 of chapter 3 of the Code of Civil Procedure, and chapter 598 of the Laws of 1892, entitled 'An act to provide for reporting the decisions of the inferior courts of record in the State of New York,' and to amend article 2 of title 2 of chapter 3 of the Code of Civil Procedure, in relation to court reporters" (Int. No. 888), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. Henry introduced a bill entitled "An act to amend the Greater New York charter, relative to the school teachers' retirement fund" (Int. No. 889), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Van Name introduced a bill entitled "An act to prohibit the operation of boats forty years old on Staten Island ferries" (Int. No. 890), which was read the first time and referred to the committee on commerce and navigation.

The Senate sent for concurrence the following entitled bills:

"An act to authorize the city of New York to exchange a block of land owned by it in the Eighth ward of the borough of Brooklyn for another block of land in the said ward" (No. 439, Rec. No. 43), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 368 of the Laws of 1873, entitled 'An act to encourage and promote education in the village of Hornellsville,' as amended by chapter 294 of the Laws of 1881" (No. 434, Rec. No. 44), which was read the first time.

On motion of Mr. Hatch, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hatch, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Geoghan	Mathews	Rierdon
Adler	Coughtry	Graeff	McInerney	Roberts
Ahern	Daly	Hallock	McKeown	Robinson
Allston	Darrison	Halpin	McMillan	Rodenbeck
Apgar	Davis	Hanford	McQuade	Rogers
Axtell	DeGraw	Harburger	Meister	Ross
Babcock	Delaney	Hasenflug	Morgan	Scanlon
Baker	Dempsey	Hatch	Nye	Seymour
Baum	Dickey	Hawkins	O'Brien	Sherer
Bedell	Dickinson	Hitchcock	O'Connell	Smith A R
Bell	Doughty	Holsten	O'Malley	Smith J T
Bennet	Duross	Hyman	Orr	Smith S W
Blackwell	Dusinbery	Juengst	Patton	Snyder
Brill	Egan	Keenan	Phillips	Stevens
Brooks	Ellis	Kelly	Phipps	Swarts
Bryan	Everett	Knipp	Plank	Thorn

Burnett	Fancher	Landon	Platt	Traub
Burns	Fish	Leggett	Poth	Ulmann
Cadin	Fisher	Lewis M E	Price	Van Name
Conger	Fitzgerald	Lewis T D	Prince	Waite
Cook	Fordyce	Lynn	Reilley	Weber
Cooley	Frisbie	Mains	Reynolds	Weekes
Coons	Galbraith	Mansfield	Richter	Wilson H
Costello	Gardner C J	Marson		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Mansfield offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the judiciary committee of the Senate, or a subcommittee appointed by it, be and hereby is directed to examine into the affairs of the Union Bridge Company fully, its charter rights, its receipts and disbursements from or on account of its said bridge, the condition of said bridge for public travel, and all matters and things in any way pertaining to said company, and report the evidence taken by it to the Senate, together with its conclusions thereon, and with full power to prosecute its inquiries in any and every direction in its judgment necessary and proper to enable it to obtain and report the information required by this resolution; that full power and authority of a legislative committee of this body be and hereby is granted to said committee or such sub-committee; and it is further,

Resolved, That, for such purpose, said committee may employ a stenographer and one counsel and shall have power to compel the production before it of any books, records or documents or other papers of any kind in the possession or custody of such corporation, or any other person whatsoever, which in the judgment of said committee or sub-committee pertains to any matter or thing under investigation, and also to compel the attendance of any witness. Such production of documents or attendance of witnesses to be required by subpoenas signed by the chairman of the committee or the acting chairman or the counsel of said committee. Any member of said committee may administer the oath to any witness produced before said committee, and shall exercise and enjoy all the powers, privileges and authority of a legislative committee, with full power to enforce its directions and mandates; and it is further,

Resolved, That said committee conduct its investigation hereby directed with all convenient speed, and report the same during

the present session of the Legislature, to the end that whatever remedial legislation or other legislative act may, in the judgment of the Legislature, be required in the interests of the public may be enacted or taken during the present session of the Legislature. The Sergeant-at-Arms of the Senate, or any of his assistants shall, as directed by said committee, attend said committee and shall serve, or cause to be served, all subpoenas issued by the committee and perform all duties, as sergeant-at-Arms, required by said committee; and it is further,

Resolved, That the entire expense of said committee under this resolution shall not exceed the sum of \$500.

Said resolution was referred to the committee on ways and means.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to provide for compensation for services rendered, and for the reimbursements of moneys expended by the present sheriff of Nassau county for and in discharge of his official duties after the expiration of his present term of office." (No. 623, Int. No. 568.)

"An act authorizing and directing the comptroller of the city of New York, to pay the claims of the members of the old board of assessors of the former city of Brooklyn, for services rendered to the city of New York, since January 1, 1898, as assessors of taxes and assessments, until the appointment of their successors under and pursuant to the charter of the Greater New York." (No. 785, Int. No. 689.)

"Concurrent resolution, proposing an amendment to section 2 of article 3 of the Constitution, relative to the terms of office of members of the Assembly." (No. 221, Int. No. 221.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and the comptroller of said city to pay to William Anderson, compensation for services rendered to said city in the department of finance, and in the law department, in the years 1899 and 1900 as an expert stenographer, in relation to matters in litigation in the borough of Queens:." (No. 213, Int. No. 213.)

"An act to amend the Election Law, relative to duties of county board of canvassers." (No. 443, Int. No. 420.)

"An act to amend the County Law, being chapter 1 of the general laws, relating to assistant district attorneys of Erie county." (No. 616, Int. No. 561.)

"An act to legalize the proceedings of the city of Buffalo had or taken for the purpose of paving a part of Bailey avenue in said city. (No. 386, Int. No. 371.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Company, against the State for damages alleged to have been sustained by the said S. F. Hess & Company, and to render judgment therefor." (No. 369, Int. No. 354.)

"An act to authorize and empower the town boards of the towns in Nassau county to preserve their records by causing the same to recopied." (No. 674, Int. No. 611.)

"An act to amend the Legislative Law, in relation to the drafting of bills, and reappropriating a portion of an unexpended balance for such purpose." (No. 821, Int. No. 725.)

"An act to provide for the acquisition and improvement by the city of Troy of certain lands in said city for public park purposes." (No. 542, Int. No. 175.)

"An act to legalize the supplemental agreement between the Binghamton Railroad Company and the village of Lestershire." (No. 822, Int. No. 726.)

"An act authorizing the county clerk to act as public administrator in counties where the office of county treasurer has been abolished." (No. 864, Int. No. 574.)

"An act relating to certain assessments for the grading and paving of Sea Breeze avenue in the former town of Gravesend in the county of Kings." (No. 431, Int. No. 408.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 720) entitled "An act to amend section 32 of chapter 909 of the Laws of 1896, entitled 'An act in relation to

the elections,' constituting chapter 6 of the general laws" (Int. No. 182), reported the same with the following recommendations:

Page 1, line 1, beginning with said line strike out all of the said page 1, also all of pages 2 and 3 and insert in lieu thereof as follows:

Section 1. Subdivision one of section thirty-two of chapter nine hundred and nine of the laws of eighteen hundred and ninety-six, entitled "An act in relation to the elections, constituting chapter six of the general laws" as amended by chapter six hundred and thirty of the laws of eighteen hundred and ninety-nine, is hereby amended so as to read as follows:

Subdivision 1. Where personal registration is required.—The board of inspectors of each election district in the state shall, at their meetings for registration for the general election in each year, make a quadruplicate register, one copy by each inspector, in the forms hereinafter prescribed in this subdivision and in subdivision two of this section, of those persons, and none other, who are or will be qualified to vote in such district at such election, which register, when finally completed, shall be the register of electors of the district for such election. Such register shall also be used at all other elections held in such district during the year succeeding the election for which it is made, except for town meetings and village elections for which no registration is required. In all election districts in which personal registration of all electors is required, the register shall be arranged in nineteen columns and the leaves thereof shall be indexed from A to Z. In the first column of such register there shall be entered at the time of the completion of the registration on the last day for registration, a number opposite the name of each number so enrolled, beginning with 1 opposite the first named entered on the page indexed A and continuing in numerical order to and including the last name entered upon the last page of such register. On each day of registration there shall be entered in the second column thereof the surname of such persons in the alphabetical order of the first letter thereof, on the page bearing the index letter of such surname and in the third column the christian name or names of such persons respectively. In the fourth column shall be entered the residence number or other designation, and in the fifth column the name of the street or avenue of such residence or a brief description of the locality thereof. In the sixth column shall be entered the number of the floor or room occupied by the elector at the residence given by him, and in the seventh column shall be entered his age, in the eighth, ninth and tenth columns shall be entered his length of residence by years, months, and days, as the case may be in the state, county and election

district, respectively; and in the eleventh column shall be entered the country of his nativity, which shall mean the country, state or province of the elector's birth, irrespective of his former political allegiance. In the twelfth column, if he be a naturalized citizen, shall be entered the date of the naturalization certificate under which he claims citizenship; in the thirteenth column shall be entered the designation of the court issuing such naturalization certificate. In the fourteenth, fifteenth and sixteenth columns shall be entered respectively the name of the state, the city or town and the number and name of the street or avenue of the residence of such person from which he last registered or voted. In the seventeenth column shall be entered the date of the registration of the elector. The eighteenth column shall be reserved for entering the consecutive number on the stub of the official ballot voted by the elector on election day. In the nineteenth column shall be entered, opposite the name of each elector, under the heading "remarks" the facts regarding the challenges, oaths and other facts affecting such elector requiring to be recorded.

§ 2. This act shall take effect immediately.

Amend the title to read as follows:

"An act to amend the election law, relative to the registration of naturalized citizens."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 846) entitled "An act to amend the County Law, relative to docks and bulkheads in certain towns" (Int. No. 741), reported the same with the following recommendations:

Page 1, line 4, after the word "by" insert the words "chapter seventy-nine of the laws of eighteen hundred and ninety-four, chapter one hundred and sixty-three of the laws of eighteen hundred and ninety-four, chapter seven hundred and forty-two of the laws of eighteen hundred and ninety-five, chapter one hundred and seventy-eight of the laws of eighteen hundred and ninety-six and "

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 865) entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to assessments in such city" (Int. No. 105), reported the same with the following recommendations:

Page 2, line 4, underscore the words "except the year nineteen hundred."

Same page, line 5, underscore all of the line.

Same page, line 6, underscore the words "of April."

Same page, same line, after the word "between" insert the words "that day" in brackets.

Same page, line 7, underscore the words "the third Tuesday of April."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 654) entitled "An act to amend chapter 338 of the Laws of 1897, relative to the planting of oysters and clams in the public waters of the town of Hempstead, in the county of Queens, and to repeal section 9 thereof" (Int. No. 591), reported the same with the following recommendations:

Page 2, line 1, strike out the letter "a" and insert the word "the" in lieu thereof.

Same page, line 13, strike out the word "here" and insert the word "there" in lieu thereof.

Same page, line 24, strike out the word "or."

Page 4, line 10, strike out the underscoring under the words "or claim."

Page 5, line 12, strike out the word "such" and insert the word "said" in lieu thereof.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 505) entitled "An act to amend sections 9, 10,

11 and 12 of chapter 202 of the Laws of 1897, entitled 'An act authorizing the board of supervisors of the county of Oneida to designate a board of equalization in and for said county and defining its powers and duties,' and section 5 of said chapter 202 of the Laws of 1897, as amended by chapter 535 of the Laws of 1898, and repealing sections 13, 14 and 15 of said chapter 202 of the Laws of 1897 and section 16 thereof, as amended by chapter 535 of the Laws of 1898, in relation to appeals from the equalization made by the board of equalization of said county " (Int. No. 472), reported the same with the following recommendations:

Page 1, line 2, after the word "ninety-seven" insert the following: ", entitled 'An act authorizing the board of supervisors of the county of Oneida to designate a board of equalization in and for said county and defining its powers and duties.'"

Page 2, line 3, underscore the words "Meeting and duties of the board."

Same page, line 5, insert the letter "s" after the word "session."

Same page, line 12, strike out the word "such" where it first appears and insert the word "said" in lieu thereof.

Page 4, line 17, insert the letter "s," after the word "assessment" and the word "prescribe" after the word "and" where it first occurs.

Page 7, line 9, strike out the word "and" and insert the word "or" in lieu thereof.

Page 8, line 1, strike out the word "amended" and insert the word "added" in lieu thereof.

Amend the title to read as follows: "An act to amend chapter two hundred and two of the laws of eighteen hundred and ninety-seven, entitled 'An act authorizing the board of supervisors of the county of Oneida to designate a board of equalization in and for said county and defining its powers and duties' in relation to appeals from the equalization made by the board of equalization of said county."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 292) entitled "An act empowering the north-side water commissioners of the town of Waterford, county of

Saratoga, to contract with water companies for sprinkling Saratoga avenue in said district and providing for the payment therefor " (Int. No. 292), reported the same with the following recommendation:

Page 2, line 14, strike out the word "whereby" and insert the words "where, by."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for the third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 87) entitled "An act in relation to the widening and improvement of One Hundred and Thirty-fifth street west of Saint Nicholas avenue, in the city of New York" (Int. No. 87), reported the same with the following recommendation:

Page 3, at end of bill add a new section to read as follows:
"§ 6. This act shall take effect immediately."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for the third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 442) entitled "An act to amend the Forest, Fish and Game Law, relative to the cultivation of shell fish in the county of Westchester" (Int. No. 419), reported the same with the following recommendations:

Page 1, line 3, strike out quotation marks after the word "state."

Same page, line 4, insert quotation marks after the word "laws."

Page 2, at end of bill add a new section to read as follows:
"§ 2. This act shall take effect immediately."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for the third reading.

Mr. Babcock, from the committee on printed and engrossed bills, to which was reported as correctly printed or engrossed the bills entitled as follows:

"An act to amend the Public Health Law, creating a State Department of Health and the Office of Commissioner of Health, and abolishing the State Board of Health." (No. 888, Int. No. 299.)

"An act to amend chapter 614, of the Laws of 1887, entitled 'An act to establish a police pension fund for the city of Rochester,' relative to taxes, fines and penalties incurred under the Liquor Tax Law." (No. 890, Int. No. 634.)

"An act to amend chapter 416 of the Laws of 1893, entitled 'An act in relation to the city court of Yonkers,' relative to executions issued out of said court." (No. 889, Int. No. 598.)

"An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' in relation to the supply of water, and assessment and collection of water rents." (No. 886, Int. No. 211.)

"An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' in relation to powers of common council to enforce observance of city ordinances." (No. 885, Int. No. 210.)

"An act to amend the County Law, constituting chapter 18 of the general laws, relating to salaries of the county judge and surrogate of Fulton county." (No. 862, Int. No. 357.)

"An act to amend section 10 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village,' relative to the amount of money to be borrowed to carry out the provisions of said act." (No. 861, Int. No. 181.)

"An act to amend the Executive Law, relating to public printing." (No. 863, Int. No. 232.)

"An act to amend the Military Code, relative to the audit and payment of accounts, etc." (No. 860, Int. No. 231.)

"An act to amend the Greater New York charter, relating to the

municipal court of the city of New York." (No. 887, Int. No. 246.)

"An act to amend the Legislative Law, in relation to the drafting of bills, and reappropriating a portion of an unexpended balance for such purpose." (No. 821, Int. No. 725.)

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by the ways and means committee, Int. No. 173, entitled "An act making appropriations for the support of government" (No. 185), reported in favor of the passage of the following substitute bill:

AN ACT making appropriations for the support of government.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The several amounts named in this act are hereby appropriated and authorized to be paid from the several funds indicated, to the respective public officers, and for the several purposes specified, for the fiscal year beginning on the first day of October, in the year nineteen hundred and one, namely:

FROM THE GENERAL FUND.

EXECUTIVE DEPARTMENT.

For the governor, for salary, ten thousand dollars.

For lieutenant-governor, for salary, five thousand dollars.

For the secretary to the governor, for salary, four thousand dollars.

For the military secretary, two thousand dollars.

For clerks, stenographers and messengers in the executive department, for salaries, nine thousand nine hundred dollars, or so much thereof as may be necessary.

For blanks and other books necessary for the use of the executive department, binding, printing, stationery, telegraphing, and other incidental expenses thereof, five thousand dollars, or so much thereof as may be necessary.

For repairs, furniture and incidental expenses of the executive mansion and rent of stable, three thousand dollars, to be paid by the comptroller on the certificate of the governor.

For the payment of notarial clerks, and expenses of notarial department, seven thousand five hundred dollars, or so much thereof as may be necessary, to be paid by the treasurer on the order of the comptroller from the money received for fees of notaries.

JUDICIARY.

COURT OF APPEALS.

For the judges of the court of appeals, for salaries, seventy thousand five hundred dollars; for necessary expenses, twenty-five thousand nine hundred dollars.

For the justices of the supreme court serving as associate judges of the court of appeals, for salary thirty thousand dollars; and for other necessary expenses, eleven thousand one hundred dollars.

For the state reporter, for salary, five thousand dollars; for clerk hire and additional assistance, seven thousand dollars, and for office expenses, one thousand dollars.

For clerk of the court of appeals, for salary, five thousand dollars.

For the deputy clerk of the court of appeals, for salary, three thousand dollars.

For clerks in the office of the clerk of the court of appeals, for salaries, six thousand five hundred dollars.

For the messenger to the clerk of the court of appeals, for salary, twelve hundred dollars.

For compensation of clerks of judges of court of appeals, and for expenses incurred pursuant to chapter two hundred and twenty-one of the laws of eighteen hundred and ninety-seven, the sum of eight thousand four hundred dollars, or so much thereof as may be necessary.

For compensation of clerks of justices of the supreme court serving as associate judges of the court of appeals, three thousand six hundred dollars, or so much thereof as may be necessary.

For furniture, books, binding, blanks, printing, calendars, and other necessary expenses of the office of the clerk of the court of appeals, two thousand five hundred dollars, or so much thereof as may be necessary.

For compensation of the crier and attendants of the court of appeals, thirteen thousand seven hundred dollars, or so much thereof as may be necessary.

For the messenger to attend to the judges of the court of appeals, for salary, seven hundred and fifty dollars.

For keeping up the state library used by the judges of the court of appeals, twenty-five hundred dollars, or so much thereof as may be necessary.

For the payment of the services of the librarian of the court of appeals library at Syracuse, six hundred dollars, to be paid upon vouchers approved by the presiding justice of the appellate divi-

sion of the fourth judicial department; and for the payment of the librarian of the law library of the appellate division of the supreme court, fourth judicial department, two thousand dollars, which latter amount is to be refunded pursuant to the provisions of chapter two hundred and ninety-eight of the laws of nineteen hundred.

SUPREME COURT.

For the justices of the supreme court, for salaries and expenses, four hundred and fifty-one thousand two hundred dollars.

For compensation of justices of the supreme court designated to the appellate division of the second department from any district other than the second judicial district, to be refunded to the treasury, pursuant to chapter three hundred and nine, of the laws of eighteen hundred and ninety-eight, six thousand dollars.

For the compensation of deputy clerk and attendants of the appellate division of the supreme court in the second judicial department, twelve thousand five hundred dollars, to be refunded to the treasurer as provided by chapter ninety-nine of the laws of eighteen hundred and ninety-six, and acts amendatory thereto.

For the necessary expenses of the several justices assigned to the appellate divisions of the supreme court, chapter three hundred and ninety, laws of eighteen hundred and ninety-six, six thousand dollars.

For the justices of the supreme court in the second judicial district, not residing in the county of Kings, for additional compensation, pursuant to chapter seven hundred and sixty-five of the laws of eighteen hundred and sixty-eight, as amended by chapter one hundred and twenty-six of the laws of eighteen hundred and eighty-three, and pursuant to chapter one hundred and thirty-one, of the laws of eighteen hundred and ninety-eight, twenty-four thousand dollars; and for the stenographers appointed under said first-named act, as amended by chapter one hundred and fourteen of the laws of eighteen hundred and ninety-four, for compensation, eight thousand five hundred dollars; said amounts to be paid only from moneys which shall have been or shall be paid into the treasury for taxes levied for the purposes of said acts and in pursuance thereof.

For the stenographers of the supreme court, in the third, fourth, fifth, sixth, seventh and eighth judicial districts, for compensation, pursuant to sections two hundred and fifty-eight and two hundred and fifty-nine of the code of civil procedure, fifty-seven thousand five hundred dollars, to be refunded to the treasury as required by chapter four hundred and twenty-six of the laws of eighteen hundred and ninety.

For additional stenographers in the third and fourth judicial districts, for necessary compensation, expenses and stationery, the sum of ten thousand dollars, to be refunded to the treasury as provided for by chapter two hundred and fifty-eight of the laws of eighteen hundred and ninety-three.

For compensation of confidential clerks to the justices of the supreme court, other than justices of the appellate division, residing in the second judicial district, not including the county of Kings, nine thousand dollars, or so much thereof as may be necessary, to be refunded to the treasury pursuant to chapter eight hundred and ninety-two of the laws of eighteen hundred and ninety-six.

For compensation of confidential clerks to resident trial justices of the supreme court in the fifth judicial district, six thousand dollars, or so much thereof as may be necessary, to be refunded to the treasury pursuant to chapter eight hundred and ninety-three of the laws of eighteen hundred and ninety-six, and chapter one hundred and forty-five of the laws of eighteen hundred and ninety-seven.

For compensation of confidential clerks to resident trial justices of the supreme court in the sixth and seventh judicial districts, to be refunded to the treasury, pursuant to chapter three hundred and twenty-six, of the laws of eighteen hundred and ninety-eight, nine thousand six hundred dollars, or so much thereof as may be necessary.

For compensation of confidential clerks to resident trial justices of the supreme court in the eighth judicial district, to be refunded to the treasury, pursuant to chapter one hundred and six of the laws of eighteen hundred and ninety-nine, eighty-four hundred dollars, or so much thereof as may be necessary.

For expenses of the appellate divisions of the supreme court, for compensation of clerks, criers, attendants, and of stenographers and clerks to the judges, and for their necessary expenses, thirty thousand dollars, or so much thereof as may be necessary.

For the twelve judicial district libraries named in chapter four hundred of the laws of eighteen hundred and eighty, chapter four hundred forty-four of the laws of eighteen hundred eighty-eight, and chapter two hundred thirty-one of the laws of eighteen hundred ninety-five, six hundred dollars each, or so much thereof as may be necessary.

MISCELLANEOUS REPORTER.

For salary of miscellaneous reporter, per chapter five hundred and ninety-eight, laws of eighteen hundred and ninety-two, four thousand five hundred dollars.

For assistants, clerk hire, obtaining copies of opinions and office expenses, three thousand five hundred dollars, or so much thereof as may be necessary.

COURT OF CLAIMS.

For judges of the court of claims, for salaries, fifteen thousand dollars; and for their necessary expenses while in the discharge of their official duties, including all expenses while attending sessions of the court, eight hundred dollars each, payable monthly.

For the clerk of the court of claims, for salary, four thousand dollars.

For the deputy clerk of the court of claims, for salary, two thousand five hundred dollars.

For the stenographer to the court of claims, for salary, two thousand five hundred dollars.

For the marshal of the court of claims, for salary, including his services as messenger, twelve hundred dollars.

For contingent fund, for the use of the court of claims, five thousand dollars, or so much thereof as may be necessary, out of which may be paid extra clerical services not to exceed one thousand dollars.

LEGISLATURE.

For the compensation and mileage of members and officers of the legislature, four hundred and fifty thousand dollars, or so much thereof as may be necessary.

For advances by the comptroller to the clerks of the senate and assembly, for contingent expenses, including stationery, printing and other legislative supplies, twenty-five thousand dollars, or so much thereof as may be necessary.

For postage, expenses of committees, compensation of witnesses, legislative manual, clerk's manual, indexing the bills, journals and documents of the senate and assembly, and other contingent expenses of the legislature, thirty thousand dollars, or so much thereof as may be necessary.

OFFICE OF THE SECRETARY OF STATE.

For the secretary of state, for salary, five thousand dollars.

For the deputy secretary of state, for salary, four thousand dollars, and as clerk of the commissioners of the land office and for indexing the session laws and making marginal notes thereof, five hundred dollars.

For chief clerk, two thousand six hundred dollars; confidential clerk, two thousand two hundred dollars; corporation examiner

two thousand four hundred dollars; land clerk, two thousand two hundred dollars; cashier, one thousand five hundred dollars; certificate clerk, one thousand five hundred dollars; clerk and statistician, two thousand dollars; stenographer, one thousand two hundred dollars; one clerk, one thousand five hundred dollars; two clerks at one thousand three hundred dollars each; one stenographer twelve hundred dollars; six clerks and typewriters at nine hundred dollars each; one junior clerk at six hundred dollars; and one messenger at one thousand dollars.

For furniture, books, binding, blanks, printing and other office expenses of the secretary of state, three thousand dollars, or so much thereof as may be necessary.

OFFICE OF THE COMPTROLLER.

For the comptroller, for salary, six thousand dollars.

For the deputy comptroller, for salary, four thousand five hundred dollars.

For the second deputy comptroller, for salary, four thousand dollars.

For the several clerks in the office of the comptroller for salaries as follows:

For confidential clerk, two thousand seven hundred dollars.

FINANCE BUREAU.

Chief accountant, two thousand four hundred dollars; assistant warrant clerk, two thousand four hundred dollars; entry clerk, one thousand six hundred dollars; voucher clerk, two thousand dollars; bookkeeper, one thousand four hundred and fifty dollars; special accountant, one thousand five hundred dollars; clerk, eleven hundred dollars; document clerk, one thousand seven hundred dollars; and clerk, one thousand five hundred dollars; stenographer, twelve hundred dollars.

LAND BUREAU.

Chief tax clerk, two thousand eight hundred dollars; tax clerk, two thousand dollars; tax clerk, one thousand eight hundred dollars; tax clerk, one thousand six hundred dollars; seven tax clerks at one thousand five hundred dollars each; bookkeeper, one thousand eight hundred dollars; draughtsman, one thousand three hundred dollars, one stenographer one thousand dollars.

TRANSFER TAX BUREAU.

Chief clerk, three thousand dollars; assistant clerk, one thousand five hundred dollars; two transfer tax experts, one thousand

four hundred dollars each; one stenographer one thousand four hundred dollars; for printing, telegraphing and other expenses of the bureau, one thousand dollars, or so much thereof as may be necessary.

CORPORATION TAX BUREAU.

Chief corporation tax clerk, three thousand two hundred dollars; one assistant corporation tax clerk, one thousand eight hundred dollars; three assistant corporation tax clerks, one thousand five hundred dollars each; commissioner of New York office, three thousand dollars; clerk and stenographer New York office, one thousand eight hundred dollars; stenographer New York office, one thousand two hundred dollars; commissioner Buffalo office, two thousand four hundred dollars; stenographer Buffalo office, nine hundred dollars; five special corporation tax commissioners, one thousand two hundred dollars each; one stenographer, nine hundred dollars.

For rent of offices in New York and Buffalo, printing, telegraphing and other expenses, three thousand two hundred dollars, or so much thereof as may be necessary.

BUREAU OF CHARITABLE INSTITUTIONS.

Chief of bureau, two thousand two hundred dollars; estimate clerk, one thousand eight hundred dollars; assistant estimate clerk, one thousand eight hundred dollars; voucher clerk, one thousand five hundred dollars; bookkeeper, one thousand five hundred dollars; expert accountant, one thousand six hundred and fifty dollars; index clerk, one thousand fifty dollars; messenger, one thousand dollars; building inspector, two thousand dollars, or so much thereof as may be necessary; confidential inspector, one thousand two hundred dollars, or so much thereof as may be necessary.

For printing, binding, traveling and other expenses of bureau, two thousand five hundred dollars, or so much thereof as may be necessary.

MISCELLANEOUS.

For the comptroller, one thousand dollars; for the deputy comptroller, one thousand dollars; for the second deputy comptroller, seven hundred and fifty dollars, for the expenses and disbursements of each respectively, which several sums shall be allowed to each in lieu of and in full for expenses, payable quarterly.

One messenger, eight hundred dollars; one messenger, seven hundred and twenty dollars; one page, three hundred and sixty

dollars; other clerical and messenger service, five hundred dollars; one night watchman, three hundred sixty-five dollars.

For furniture, books, binding, blanks, printing and other expenses of the office of the comptroller, five thousand dollars, or so much thereof as may be necessary.

For examination of the accounts of the several county treasurers of the state, as required by chapter six hundred fifty-one of the laws of eighteen hundred and ninety-two, for services of examiners, five thousand dollars; for traveling expenses of examiners, twenty-five hundred dollars, and for printing and other expenses, five hundred dollars, or so much thereof as may be necessary.

For the comptroller, to pay the expenses of serving notices on occupants or despoilers of land now owned by the state, or bid in therefor at the comptroller's tax sales; or protecting the state's title to such lands by discharging them from the taxes due thereon, or bidding them in at, or redeeming them from county treasurers' tax sales; of preparing and recording deeds and certificates protecting the state's title to such lands; of definitely locating, appraising and examining them, as may be required; of protecting them from trespassers or despoilers, and prosecuting all such offenders, and generally of guarding, preserving the value of, and protecting such land, three thousand five hundred dollars, or so much thereof as may be necessary.

BUREAU OF CANAL AFFAIRS.

Payable from canal fund: For the chief clerk, for salary, two thousand eight hundred dollars; one clerk, one thousand seven hundred dollars; one clerk, one thousand six hundred dollars; one stenographer nine hundred dollars. For the payment of incidental and miscellaneous expenses of the bureau of canal affairs, chargeable to the Erie and Champlain canal fund, and the canal debt sinking fund, four thousand nine hundred, ninety-five dollars, to be expended as follows: For messenger service four hundred eighty dollars, or so much thereof as may be necessary; for night watchman, three hundred sixty-five dollars; for the Bank of Manhattan Company New York, for keeping transfer office, and for stationery for same, one thousand four hundred dollars; for salary of transfer agent, seven hundred fifty dollars; for printing, advertising, and other necessary expenses of the bureau, two thousand dollars, or so much thereof as may be necessary.

OFFICE OF THE TREASURER.

For the treasurer, for salary, five thousand dollars.

For the deputy treasurer, for salary, four thousand dollars.

For accountant and transfer clerk, two thousand dollars; chief clerk, one thousand five hundred dollars; cashier, two thousand three hundred dollars; assistant cashier, one thousand five hundred dollars; check clerk, two thousand four hundred dollars; confidential clerk, one thousand two hundred dollars; corporation clerk, one thousand two hundred dollars; warrant clerk, one thousand two hundred dollars; messenger, one thousand dollars; stenographer, seven hundred dollars, and one watchman three hundred and sixty dollars.

For furniture, books, binding, blanks, printing and other office expenses of the treasurer, eighteen hundred dollars, or so much thereof as may be necessary.

OFFICE OF THE ATTORNEY-GENERAL.

For the attorney-general, for salary, five thousand dollars.

For the first and second deputies in the office of the attorney-general, for salaries, eight thousand dollars.

For the deputy in charge and miscellaneous actions and proceedings, four thousand dollars.

For the deputy in charge of the enforcement of the provisions of the agricultural law, four thousand dollars.

For the managing deputy, three thousand dollars.

For the corporation deputy, three thousand dollars.

For the New York deputy, three thousand dollars.

For the assistant to the first deputy, three thousand dollars.

For the land clerk, two thousand dollars.

For clerk, two thousand dollars.

For the first confidential clerk, fifteen hundred dollars.

For the second confidential clerk, fifteen hundred dollars.

For the chief stenographer, eighteen hundred dollars.

For the confidential stenographer, fifteen hundred dollars.

For stenographer, twelve hundred dollars.

For confidential messenger, nine hundred dollars.

For page, three hundred dollars.

For the bureau to enforce the provisions of the law relative to special corporate franchises:

For a deputy, four thousand dollars.

For assistant to franchise tax deputy, three thousand dollars.

For a stenographer, fifteen hundred dollars.

For expenses and disbursements of deputy allowed to him in lieu and in full of expenses, twelve hundred dollars.

For the expenses of the bureau, two thousand dollars, or so much thereof as may be necessary.

For furniture, books, binding, blanks, printing and other office expenses of the attorney-general, two thousand dollars, or so much thereof as may be necessary.

For counsel and expenses pursuant to section fifty-seven of the executive law, fifteen thousand dollars, or so much thereof as may be necessary.

For costs of suits, fees of sheriffs, and compensation of witnesses, two thousand dollars, or so much thereof as may be necessary.

For the expenses and disbursements of the attorney-general, which shall be allowed to him in lieu of and in full of expenses, two thousand five hundred dollars, payable quarterly.

For the expenses and disbursements of the first and second deputies of the attorney-general, while in the discharge of their duties, eighteen hundred dollars each, payable quarterly.

The attorney-general is hereby authorized to employ as many deputies, clerks, stenographers and messengers as he may deem necessary, and to fix their salaries, except when fixed by law; but the aggregate salaries for such clerical force, stenographers and messengers, shall not exceed the sum hereinabove appropriated for such service.

OFFICE OF THE STATE ENGINEER AND SURVEYOR.

For the state engineer and surveyor, for salary, five thousand dollars.

For the deputy state engineer and surveyor, for salary, four thousand dollars.

For chief clerk, three thousand dollars; for land clerk, two thousand dollars; canal clerk, one thousand five hundred and sixty dollars, or at the rate of five dollars per day; record clerk, acting as confidential clerk, eleven hundred dollars, two stenographers, one thousand dollars each, and one stenographer, seven hundred and twenty dollars.

For furniture, books, binding, blanks, printing and other office expenses of the state engineer and surveyor, two thousand one hundred dollars, or so much thereof as may be necessary.

PAYABLE FROM THE CANAL FUND.

For traveling expenses of the state engineer and surveyor, two thousand dollars; for the traveling expenses of the deputy state engineer and surveyor, one thousand dollars, payable quarterly to each in full for all such expenses.

For the salaries and compensation of the engineers employed upon the ordinary repairs of canals, including the incidental expenses of such engineers, thirty thousand dollars, or so much thereof as may be necessary.

DEPARTMENT OF PUBLIC INSTRUCTION.

For the superintendent of public instruction, for salary, five thousand dollars. Deputy superintendent, for salary, four thousand five hundred dollars. Second deputy superintendent, for salary, four thousand dollars. For furniture, books, binding, blanks, printing and other office expenses, five thousand dollars, or so much thereof as may be necessary.

For traveling expenses which may be incurred in the visitation of common schools, normal schools, teachers institutes, Indian schools and other institutions under the supervision of this department; and for the proper representation of this state at meetings of educational associations, one thousand dollars or so much thereof as may be necessary.

For printing circulars and programs relative to the observance of Arbor day for distribution among the school districts of the state, and for the expenses relating to the observance of that day, pursuant to the provisions of chapter five hundred and fifty-six of the laws of eighteen hundred ninety-four, one thousand dollars, or so much thereof as may be necessary.

For clerks and other employes, for salaries, fifteen thousand three hundred dollars, of which amount there shall be paid to the confidential clerk, fifteen hundred dollars; to the chief of the finance bureau, twenty-four hundred dollars; to chief of statistical bureau, twenty-one hundred dollars; to index clerk, twelve hundred dollars; one clerk, fifteen hundred dollars; to mailing clerk, fifteen hundred dollars; stenographer to the superintendent, twelve hundred dollars; stenographer to the first deputy, twelve hundred dollars; and for messengers, porters and page, twenty-seven hundred dollars.

LAW DEPARTMENT.

For counsel to the department, for salary, three thousand five hundred dollars.

For stenographer, one thousand four hundred dollars.

COMPULSORY EDUCATION.

For the purpose of carrying out the provisions of chapter six hundred seventy-one of the laws of eighteen hundred ninety-four as amended by chapter nine hundred eighty-eight of the

laws of eighteen hundred ninety-five, relating to compulsory education, eighteen thousand dollars; of which amount there shall be paid for salary to the chief inspector of the bureau of compulsory education, three thousand dollars; to four inspectors, each the sum of two thousand five hundred dollars; and for traveling expenses, printing and supplies, five thousand dollars.

PAYABLE FROM THE FREE SCHOOL FUND.

For the support of the common schools of the state, three million, five hundred thousand dollars, to which shall be added the sum of one hundred seventy thousand dollars, which is hereby appropriated, payable from **THE REVENUE FROM THE COMMON SCHOOL FUND** in accordance with the provisions of the revised statutes and chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and the further sum of seventy-five thousand dollars, which is hereby appropriated, payable from the revenue from **THE UNITED STATES DEPOSIT FUND** in accordance with the provisions of chapter five hundred fifty-six of the laws of eighteen hundred ninety-four and chapter five hundred seventy-three of the laws of eighteen hundred ninety-two, as amended by chapter five hundred forty-six of the laws of eighteen hundred ninety-five; and from which sum of seventy-five thousand dollars there shall be paid to the chief of the bureau of school libraries for salary, twenty-four hundred dollars; for one stenographer, twelve hundred dollars; and one clerk, nine hundred dollars.

For the support and maintenance of the state normal and training schools, the sum of three hundred and twenty thousand dollars, or so much thereof as may be necessary, payable upon bills to be audited by him, from which amount there shall be paid to the president of the Albany normal college at Albany, for salary, four thousand dollars; and to the principals of the state normal schools at Buffalo, Brockport, New Paltz and Potsdam, each three thousand dollars; and to the principals at Cortland, Fredonia, Geneseo, Jamaica, Oneonta, Oswego and Plattsburg, where residences are not furnished by the state, three thousand three hundred dollars each; and to the inspectors of normal schools, Indian schools, and institutions for the instruction of the deaf, dumb and blind, twenty-five hundred dollars.

For the support and education of Indian youth at the normal schools of the state, pursuant to chapter eighty-nine of the laws of eighteen hundred and fifty, one thousand dollars, or so much thereof as may be necessary.

For the maintenance of teachers institutes, pursuant to chapter five hundred fifty-six of the laws of eighteen hundred ninety-four and for the maintenance of summer institutes in accordance with the provisions of chapter one hundred fifty-six of the laws of eighteen hundred and ninety-six, and for the preparation of question papers fifty thousand dollars, or so much thereof as may be necessary; from which amount there shall be paid to the supervisor of the bureau of institutes for salary, four thousand dollars; to five institute conductors, for salaries, each three thousand dollars; to one special instructor in drawing, twenty-two hundred dollars; to one special instructor in primary work, reading and literature, two thousand dollars; and to one special instructor in English twelve hundred dollars.

For the state superintendent of public instruction for the commissioners of common schools, for salaries, one hundred and fourteen thousand dollars; payable, one thousand dollars to each commissioner in the state.

For printing and binding fifteen thousand school registers pursuant to chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and for printing and binding twenty-five thousand copies of trustees reports, and for packing and boxing the same, five thousand two hundred dollars, or so much thereof as may be necessary.

TRAINING OF TEACHERS.

For the superintendent of public instruction for instruction and supervision of classes of common school teachers in the academies and union schools designated by the superintendent of public instruction pursuant to chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and for the professional training of teachers in the cities and villages of the state employing a local superintendent of schools, in accordance with the provisions of chapter ten hundred thirty-one of the laws of eighteen hundred ninety-five, and for defraying the expenses of printing, stationery, inspection and supervision, and other necessary disbursements connected therewith, the sum of one hundred thousand dollars, or so much thereof as may be necessary, from which amount there shall be paid to the supervisor of the bureau of teachers training classes, for salary, thirty-five hundred dollars; for four inspectors, for salary, each twenty-five hundred dollars; for one stenographer, nine hundred dollars; and for one clerk, one thousand dollars.

VISUAL INSTRUCTION.

For the state superintendent of public instruction for the American museum of natural history in the city of New York, for continuing the instruction of natural history, geography and kindred subjects in the several state normal schools, the normal college of the city of New York, the training schools for teachers in the city of New York, the teachers institutes in the counties of the state, and to the teachers in the common schools of the city of New York and vicinity as per contract entered into between the state superintendent of public instruction and the American museum of natural history of the city of New York as authorized by chapter ninety-seven of the laws of eighteen hundred ninety-seven, and for complying with the provisions of chapter four hundred eighty-nine of the laws of eighteen hundred ninety-nine extending such instruction to the cities and villages of the state that have or may have a local superintendent of schools, the sum of thirty-eight thousand dollars, or so much thereof as may be necessary.

EXAMINATION DEPARTMENT.

For the state superintendent of public instruction for defraying the expenses connected with the uniform system of examinations for teachers certificates, state certificates, and state scholarships in Cornell university, and for preparing and printing blanks, circulars, question papers and certificates necessary for such examinations, and for college graduate certificates issued by him in pursuance of chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and for defraying the expenses of examinations in connection with the uniform graded course of study, twenty-two thousand three hundred dollars, or so much thereof as may be necessary, from which amount there shall be paid to the chief of the bureau of examinations, for salary, three thousand dollars; two examiners, each twenty-one hundred dollars; two examiners eighteen hundred dollars each; two at nine hundred dollars each; one stenographer, one thousand dollars; five record clerks, for salary, each nine hundred dollars; and one junior clerk, six hundred dollars.

PAYABLE FROM THE COMMON SCHOOL FUND.

Revenue.

For support of Indian schools, chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, seven thousand dollars, or so much thereof as may be necessary.

UNIVERSITY OF THE STATE OF NEW YORK.

ADMINISTRATIVE DEPARTMENT.

For salary of secretary and director of college and high school departments, five thousand dollars; head clerk, two thousand four hundred dollars; bookkeeper, twelve hundred dollars; head stenographer, twelve hundred dollars; report clerk, nine hundred dollars; charter clerk, nine hundred dollars; printing clerk, nine hundred dollars; indexer, nine hundred dollars; four clerks at six hundred dollars each; two clerks at five hundred forty and four hundred twenty dollars respectively; two clerks at three hundred sixty dollars each; and for fittings, supplies, printing, travel and other expenses of the administrative department, pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred ninety-two, three thousand five hundred twenty dollars; also any fees received in this account, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two.

BUILDING.

For salary of janitor, nine hundred dollars; watchman, eight hundred forty dollars; two messengers at six hundred dollars and five hundred forty dollars respectively; clerk, four hundred eighty dollars; and for services of elevator men, porters, laborers and cleaners, for the care and cleaning of the regents office, college and high school departments, state library and other rooms occupied by the university of the state of New York in the basement, on the first, third, fourth, fifth, sixth and seventh floors of the capitol; for power and for running two elevators and for necessary repairs, fittings and supplies, to be paid on vouchers duly authenticated by the regents as for their other expenses, fourteen thousand forty dollars; for new shelving and for new card catalogue case, two thousand dollars.

ACADEMIC FUND.

For dividends to be apportioned by the regents for the benefit of schools of academic grade of the university, pursuant to chapter three hundred forty-one of the laws of eighteen hundred and ninety-five, two hundred seven thousand seven hundred thirty dollars; and pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two, the further sum of sixty thousand dollars, to which shall be added the further sum of twelve thousand dollars, which is hereby appropriated, payable from the income of the literature fund, and the

further sum of thirty-four thousand dollars, which is hereby appropriated, payable from the income of the United States deposit fund, and from said aggregate sum of three hundred thirteen thousand seven hundred thirty dollars there shall be paid for the salary of the head inspector three thousand seven hundred eighty dollars; for salaries of nine inspectors, two thousand eight hundred eighty dollars, two thousand seven hundred sixty dollars; two thousand seven hundred dollars, two thousand four hundred dollars, two thousand four hundred dollars, two thousand four hundred dollars, two thousand four hundred dollars, one thousand eight hundred sixty dollars, eight hundred seventy-five dollars (for seven months' work) respectively; for apparatus clerk, one thousand two hundred dollars; and for grants by the regents for the benefit of schools of the university of academic grade, pursuant to statute, two hundred eighty-eight thousand seventy-five dollars; also any fees received in this account, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two.

COLLEGE AND HIGH SCHOOL DEPARTMENTS.

For salary of three assistants, two thousand two hundred eighty, one thousand eight hundred and one thousand five hundred dollars respectively; for record clerk, one thousand two hundred dollars; for credential clerk, one thousand two hundred dollars; for two examiners, one thousand two hundred dollars each; for one compositor, one thousand twenty dollars; for two examiners, nine hundred dollars each; for one clerk nine hundred dollars; for one examiner and one clerk, seven hundred eighty dollars each; for two examiners, seven hundred twenty dollars each; for three clerks, seven hundred twenty dollars each; for two stenographers, seven hundred twenty and six hundred sixty dollars respectively; for one examiner six hundred dollars; for eight clerks, six hundred dollars each; for one page six hundred dollars; for two clerks, five hundred forty dollars each; for three clerks, four hundred eighty dollars each; for five clerks, four hundred twenty dollars each; and for examiners and clerks for temporary services, and for fittings, supplies, printing and other expenses of conducting examinations in accordance with chapter four hundred twenty-five of the laws of eighteen hundred and eighty-seven, and for conducting preliminary examinations for law students as prescribed by rules of the court of appeals in pursuance of section one hundred ninety-three of the code of civil procedure, and for medical students as prescribed by section one hundred forty-five, and for dental students as prescribed by section one hundred sixty-two, and for veterinary medical students as prescribed by section one

hundred seventy-eight of chapter six hundred sixty-one of the laws of eighteen hundred and ninety-three, and for the preliminary examination of candidates for certificates as certified public accountants, as prescribed by section two of chapter three hundred twelve of the laws of eighteen hundred ninety-six, eighteen thousand twenty dollars, of which sum twenty-six thousand five hundred dollars shall be payable from the revenue of the United States deposit fund, which is hereby appropriated; also fees of seven thousand dollars, or so much thereof as may be received in this account, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two; also payable from fees received, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two and section one hundred forty-three of chapter six hundred sixty-one of the laws of eighteen hundred and ninety-three, secretary of the state board of medical examiners, one thousand two hundred dollars; medical record clerk, one thousand twenty dollars; six clerks, six hundred dollars each; also for the apportionment to the medical examiners as therein provided, twelve thousand dollars, or so much as shall be available therefor after deduction of necessary expenses and the salaries herein specified; also payable from fees received, involving no expenses to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two and section one hundred sixty-two of chapter six hundred twenty-six of the laws of eighteen hundred and ninety-five, as amended by chapter two hundred ninety-seven of the laws of eighteen hundred and ninety-six; examiner, nine hundred dollars; clerk, four hundred eighty dollars; also for the expenses of the state dental examiners and the payment of the surplus to the state dental society as therein provided, four thousand dollars, or so much as shall be available therefor after deduction of necessary expenses and the salaries herein specified; also payable from fees received, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two, and section one hundred seventy-four of chapter eight hundred sixty of the laws of eighteen hundred and ninety-five, proper expenses incurred in the administration of the veterinary law and the apportionment of the surplus among the veterinary medical examiners as therein provided; also payable from fees received, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two and section two of chapter three hundred twelve of the laws of eighteen hundred

and ninety-six, proper expenses of the examinations for certified public accountants and the payment of the balance of receipts over expenditures to the state treasurer as therein provided.

HOME EDUCATION DEPARTMENT.

For salary of director of state library and home education departments and of state library school, five thousand dollars; for inspector, two thousand four hundred dollars; for vice-director of library school and librarian for the blind, one thousand eight hundred dollars; for director's assistant, one thousand eight hundred dollars; annotator, one thousand two hundred dollars; sub-inspector, nine hundred dollars; one assistant, one thousand two hundred dollars; one assistant, nine hundred sixty dollars; two assistants, nine hundred dollars each; one assistant, eight hundred forty dollars; stenographer, seven hundred eighty dollars; three assistants, seven hundred twenty dollars each; one clerk, six hundred dollars; one clerk, five hundred forty dollars; six clerks, four hundred eighty dollars each; one clerk, four hundred twenty dollars; four clerks, three hundred sixty dollars each; and for temporary services, and for traveling books and pictures, and for grants of public library money by the regents for the benefit of free libraries, and for necessary expenses in accordance with sections fourteen, forty-seven, forty-eight and fifty of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two, thirty-four thousand two hundred dollars, of which sum twenty-five thousand dollars shall be payable from the revenue of the United States deposit fund, which is hereby appropriated; also fees of three thousand dollars or so much thereof as may be received in this account, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two.

STATE LIBRARY.

For salary of senior librarian, two thousand four hundred dollars; law librarian, two thousand one hundred dollars; education librarian two thousand one hundred dollars; reference librarian two thousand dollars; director's assistant, one thousand eight hundred dollars; sociology librarian, one thousand eight hundred dollars; archivist (manuscript division), one thousand five hundred dollars; sub-librarian (reference), one thousand two hundred sixty dollars; head cataloguer, one thousand two hundred dollars; head classifier, one thousand two hundred dollars; sub-librarian (accession), one thousand two hundred dollars; one assistant, one thousand two hundred dollars; two assistants, nine hundred dollars each; two assistants, eight hundred forty dollars

each; three assistants and one shelf clerk, seven hundred twenty dollars each; one clerk, six hundred sixty dollars; four clerks, one messenger and one page, six hundred dollars each; one clerk, five hundred forty dollars; one sub-cataloguer and six clerks, four hundred eighty dollars each; seven clerks, three hundred sixty dollars each; and for temporary services and for keeping the library open evenings and holidays throughout the entire year (except in July and August), and for maintaining the duplicate department, and for fittings, supplies, printing, and for other expenses pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two, three thousand two hundred dollars; also fees of one thousand dollars or so much thereof as may be received in this account, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two; also payable from fees for tuition in library school, involving no expense to the state, under section forty-nine of chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two, three clerks at four hundred eighty dollars each, and also for necessary expenses of maintenance, one thousand five hundred dollars or so much thereof as may be received in this account.

For books, serials and binding, including compensation of binders and other persons necessarily employed in binding books, pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two, eighteen thousand seven hundred dollars.

For the state medical library, for books, serials and binding and other expenses of maintenance pursuant to chapter three hundred seventy-seven of the laws of eighteen hundred and ninety-one, two thousand dollars.

For books to be lent free to the blind of the state, one thousand dollars.

STATE MUSEUM.

For salary of director and state geologist, three thousand dollars; assistant in zoology, twelve hundred dollars; assistant in geology, one thousand twenty dollars; museum assistant nine hundred dollars; stenographer, seven hundred eighty dollars; stenographer, six hundred dollars; clerk, three hundred sixty dollars; and for temporary services and expenses of the state geologist and his assistants, four thousand five hundred fifty dollars; also for expenses in the preservation and increase of the collections of the state museum, fees of six hundred dollars or so much thereof as may be received in this account, involving no expense to the state, under section forty-nine of chapter three

hundred seventy-eight of the laws of eighteen hundred and ninety-two.

For the expenses of the Indian museum, one thousand dollars.

For the salary of the state paleontologist, three thousand dollars; paleontologist's assistant, one thousand five hundred dollars; draftsman, one thousand eight hundred dollars; lithographer, one thousand five hundred dollars; field assistant, nine hundred dollars; one clerk, one thousand twenty dollars; helper, seven hundred twenty dollars; and for temporary services and expenses of the state paleontologist and his assistants, two thousand two hundred eighty dollars.

For salary of state botanist, two thousand four hundred dollars; for temporary services and expenses of the state botanist and his assistants, five hundred dollars.

For salary of state entomologist, one thousand eight hundred dollars; for two assistants to state entomologist, seven hundred eighty and seven hundred twenty dollars respectively; and for temporary services and expenses of the state entomologist and his assistants, one thousand six hundred forty dollars.

DEPARTMENT OF AGRICULTURE.

For the commissioner of agriculture, for salary four thousand dollars; for assistant commissioners, for salaries, seventeen thousand dollars.

For head bookkeeper, one thousand eight hundred dollars; assistant bookkeeper, one thousand two hundred dollars; bookkeeper, nine hundred dollars; four cheese instructors, twelve hundred dollars each; thirty-six special agents, nine hundred dollars each; five inspectors, nine hundred dollars each; seven inspectors, seven hundred and twenty dollars each; chief chemist, two thousand dollars; for chemists, and other scientific employes, ten thousand dollars, or so much thereof as may be necessary; one stenographer, nine hundred dollars; one stenographer, seven hundred and twenty dollars; one stenographer, six hundred dollars; index clerk, four hundred and eighty dollars; veterinarians, three thousand five hundred dollars, or so much thereof as may be necessary.

For traveling and other expenses of the assistant commissioners, and employes other than the assistant commissioner located at Albany, and for all necessary expenses of the department, fifty-two thousand dollars, or so much thereof as may be necessary.

For maintenance of farmers' institutes held under the auspices of the commissioner of agriculture, to be paid upon the order of said commissioner, and certified in sums as needed, and for which

vouchers for expenditures duly audited and verified by him shall be rendered, twenty thousand dollars.

No more than ten assistant commissioners shall be employed by the commissioner of agriculture for said department. The assistant residing in the city of Albany shall receive as salary the sum of two thousand five hundred dollars, and the assistant commissioner residing in the city of New York shall receive an annual salary of two thousand five hundred dollars, and such traveling expenses as may be necessary, when away from home on business of said department. The other assistant commissioners shall receive such salaries not exceeding fifteen hundred dollars each, as shall be fixed by the commissioner of agriculture, and all necessary expenses incurred in the performance of their duties.

To the commissioner of agriculture the sum of fifteen hundred dollars in lieu of and in full for all traveling and other expenses of himself and of the assistant commissioner located at Albany, incurred by either of them in the discharge of their official duties, payable in equal monthly installments.

AGRICULTURAL SOCIETIES.

For the promotion of agriculture in this state, sixty-six thousand dollars; of said sixty-six thousand dollars there shall be distributed by the commissioner of agriculture to the American Institute of the city of New York, town, county, and other agricultural societies, fairs, clubs and expositions the amount they are entitled to by virtue of the provisions of section eighty-nine of the agricultural law; seventy per centum of the said remainder shall be apportioned among the county agricultural societies, fairs or associations, the American Institute of the city of New York or to the societies, fairs or associations entitled thereto in counties where there are no such county agricultural societies, and thirty per centum thereof shall be apportioned to the various town and other agricultural societies, clubs or exhibitions, to be distributed in the manner provided by section eighty-eight of the agricultural law, but the comptroller shall not draw a warrant for any part of said sixty-six thousand dollars, payable to or for the benefit of any association, club, society or fair, until a sworn statement by the president and secretary thereof has been filed with the comptroller showing the exact amount paid during the preceding year for dividends on capital stock and for salaries of officers. The amount paid for dividends on capital stock shall be deducted from the amount that would otherwise be payable to such society under this appropriation.

GENEVA EXPERIMENT STATION.

To the commissioner of agriculture, and to the New York state agricultural experiment station, for enforcing the provisions of law in relation to commercial fertilizers, pursuant to chapter four hundred and thirty-seven of the laws of eighteen hundred and ninety, and chapter nine hundred and fifty-five of the laws of eighteen hundred and ninety-six and chapter six hundred and eighty-seven of the laws of eighteen hundred and ninety-nine, and for the expenses of bulletins as therein provided, the sum of ten thousand dollars, or so much thereof as may be necessary, to be paid from money received by the state treasurer from license fees on fertilizers.

For the expense of enforcing the provisions of the law in relation to concentrated feeding stuffs, as shall be authorized by the board of control, pursuant to chapter five hundred and ten, laws of eighteen hundred and ninety-nine, to be paid from money received by the state treasurer from license fees on concentrated feeding stuffs, two thousand five hundred dollars, or so much thereof as may be necessary.

For the necessary expenditures of the agricultural experiment station at Geneva; for salaries of the scientific staff and clerical force, twenty-two thousand dollars; for labor, including engineer, janitors, laboratory helpers, gardeners, herdsman, teamsters, poultrymen, watchmen and other necessary labor, twelve thousand dollars, or so much thereof as may be necessary; for necessary expenses in conducting researches in plant nutrition, diseases of plants, injurious insects, bacteriology, horticulture, dairy practice and poultry keeping, sixteen thousand dollars, or so much thereof as may be necessary.

For horticultural instruction, and for the purpose of conducting horticultural investigations and experiments, and for disseminating the information so obtained, as provided for in and pursuant to section eighty-five of the agricultural law, the sum of eight thousand dollars, or so much thereof as may be necessary.

STATE ARCHITECT.

For the state architect for salary seven thousand five hundred dollars.

For chief draughtsman, two thousand five hundred dollars; four draughtsmen at fifteen hundred sixty-five dollars each, six thousand two hundred sixty dollars, or so much thereof as may be necessary; three draughtsmen at fourteen hundred eighty dollars each, four thousand two hundred twenty-four dollars, or so much thereof as may be necessary; one draughtsman, one thou-

sand two hundred fifty-two dollars, or so much thereof as may be necessary; one draughtsman, seven hundred eighty-two dollars, or so much thereof as may be necessary, one draughtsman, five hundred forty-six dollars; two tracers at six hundred twenty-six dollars each, twelve hundred fifty-two dollars, or so much thereof as may be necessary, for consulting experts and additional draughtsmen necessary during the busy season, two thousand dollars, or so much thereof as may be necessary; one electrical engineer, two thousand five hundred dollars; three expert engineers at two thousand dollars per annum each, six thousand dollars; one sanitary engineer, two thousand dollars, or so much thereof as may be necessary; one heating engineer, two thousand dollars, or so much thereof as may be necessary; chief clerk, one thousand five hundred dollars, or so much thereof as may be necessary; one clerk and stenographer, one thousand six hundred forty-two dollars; two stenographers at nine hundred dollars each; one clerk, nine hundred forty dollars, or so much thereof as may be necessary; one messenger, seven hundred eighty-two dollars, or so much thereof as may be necessary; one laborer, four hundred seventy dollars, or so much thereof as may be necessary; one office boy, four hundred eighteen dollars, or so much thereof as may be necessary; one office boy, three hundred thirteen dollars, or so much thereof as may be necessary; for transportation and other expenses of supervision, four thousand five hundred dollars, or so much thereof as may be necessary; for office expenses, three thousand five hundred dollars, or so much thereof as may be necessary.

BANKING DEPARTMENT.

For the superintendent of banks, for salary, seven thousand dollars. And the superintendent of banks shall receive the sum of one thousand five hundred dollars annually, payable monthly, in lieu of and in full for all expenses and disbursements incurred by him.

For the deputy superintendent of banks, for salary, four thousand dollars.

For the private secretary to the superintendent of banks, for salary, three thousand dollars.

For one clerk and examiner, for salary, fifteen hundred dollars.

For one clerk or stenographer, for salary, twelve hundred dollars, or so much thereof as may be necessary.

For one stenographer in Albany office, for salary, twelve hundred dollars.

For one stenographer in the branch office in New York city, for salary, one thousand two hundred dollars.

For night watchman, for salary, two hundred and forty dollars.

For rent of branch office in the city of New York, twelve hundred dollars.

For books, binding, blanks, printing and other expenses of the office of the superintendent of banks, seven thousand five hundred dollars, or so much thereof as may be necessary.

The amounts required for the aforesaid salaries, clerk hire and other expenses above mentioned, shall be refunded to the treasury, one thousand dollars by the saving banks for carrying out the provisions of chapter six hundred and eighty-nine of the laws of eighteen hundred and ninety-two, providing for the reports concerning dormant account in savings banks, to be assessed upon and collected from the savings banks making such reports, as provided in said chapter, and the remainder of the amounts hereby appropriated by the several banks, individual bankers, savings banks and trust companies in this state in whose behalf the aforesaid salaries, clerk hire and other expenses above mentioned are incurred, pursuant to chapter six hundred and eighty-nine of the laws of eighteen hundred and ninety-two.

For carrying out the provisions of the banking law, chapter six hundred and eighty-nine of the laws of eighteen hundred and ninety-two, as amended, in reference to the supervision and visitation of mortgage, loan or investment companies, and of co-operative savings and loan associations, and for foreign co-operative savings and loan associations, and other similar associations required by the law to report to said superintendent of banks, the following appropriations:

For clerk in charge of bureau of building and loan associations and foreign corporations, for salary, four thousand dollars.

For one clerk, for salary, twelve hundred dollars.

For one stenographer, for salary, one thousand dollars.

For books, binding, blanks, printing and other expenses of the bureau of building and loan associations and foreign corporations, one thousand three hundred dollars.

Which sums shall be assessed upon and collected from said associations and corporations and refunded to the treasury as provided in said banking law.

For the payment of twenty-one examiners for the examination of corporations and individual bankers, pursuant to the provisions of the banking law, fifty-six thousand dollars, or so much thereof as may be necessary, which shall be assessed and collected from the corporations and individual bankers, according to the amount charged for the examination of each, and refunded to the state treasury.

STATE BOARD OF CHARITIES.

For the secretary of the state board of charities, for salary three thousand five hundred dollars.

For compensation of twelve commissioners as provided by chapter five hundred forty-six of the laws of eighteen hundred and ninety-six, three thousand five hundred dollars, or so much thereof as may be necessary.

For superintendent of inspection, two thousand five hundred dollars; chief clerk, one thousand five hundred dollars; clerk, one thousand four hundred dollars; inspector of charitable institutions, one thousand two hundred dollars; statistician, nine hundred dollars; one stenographer, nine hundred dollars; one stenographer, seven hundred and twenty dollars; messenger, seven hundred and twenty dollars; clerk, six hundred dollars; junior clerk, four hundred and eighty dollars. For temporary help at the Albany office, one thousand dollars.

For traveling expenses of the commissioners and secretary while engaged in the discharge of their official duties, two thousand five hundred dollars, or so much thereof as may be necessary.

For rent, printing, stationery, and other expenses of the office four thousand dollars, or so much thereof as may be necessary.

NEW YORK OFFICE.

For superintendent, one thousand five hundred dollars; two inspectors, one thousand two hundred dollars each; two inspectors, nine hundred dollars each; stenographer, seven hundred and twenty dollars.

ROCHESTER OFFICE.

For inspector, one thousand two hundred dollars; inspector, nine hundred dollars; stenographer, six hundred dollars.

For traveling expenses of the employes of the department while engaged in their official duties, two thousand five hundred dollars, or so much thereof as may be necessary.

For the support, care and removal of state, alien and Indian poor, pursuant to chapter five hundred and forty-nine of the laws of eighteen hundred and eighty, chapter two hundred and twenty-five of the laws of eighteen hundred and ninety-six, and chapter five hundred and forty-six, laws of eighteen hundred and ninety-six, thirty thousand dollars, or so much thereof as may be necessary; and it shall be the duty of said board, in their annual report to the legislature, to give a complete and itemized statement of the expenditures for state paupers during the preceding fiscal year.

CIVIL SERVICE COMMISSION.

For the civil service commissioners, for salaries, nine thousand dollars. For the necessary expenses of the several commissioners while in the discharge of their official duties, including all expenses while attending meetings of commission six hundred dollars each payable monthly.

For expenses of examinations, and compensation of temporary local and expert examiners to be appointed by the commission, six thousand dollars, or so much thereof as may be necessary; such examinations shall be held at least once a year in each of the following places: Albany, Auburn, Binghamton, Buffalo, Elmira, Hornellsville, Ithaca, Jamestown, Kingston, Malone, Newburgh, New York, Ogdensburg, Olean, Plattsburg, Poughkeepsie, Rochester, Syracuse, Utica and Watertown; and shall cover all offices in the state civil service for which competitive examinations are required, except such examinations as require special tools, machinery or laboratory facilities.

Notice shall be mailed to the newspapers publishing the session laws in each county of the time and place of such examination, and the positions for which the examination is held at least twenty days before the time in which to file applications for such examination expires for publication at their option without charge and the commission may require application to be made a reasonable time before the date of examination.

For the chief examiner, for salary, three thousand six hundred dollars, and for his necessary traveling expenses, incurred in the discharge of his duty, five hundred dollars, or so much thereof as may be necessary.

For the secretary, three thousand dollars; assistant secretary, one thousand two hundred dollars; pay roll clerk, seven hundred and twenty dollars; three stenographers, nine hundred dollars each; one stenographer, six hundred dollars, and one messenger, four hundred and eighty dollars.

For the traveling expenses of the secretary while in the discharge of his official duties, three hundred dollars, or so much thereof as may be necessary.

For books, printing, stationery and other expenses of the office of the civil service commission, two thousand dollars, or so much thereof as may be necessary.

For a senior examiner, one thousand eight hundred dollars; one examiner, nine hundred dollars; and for their necessary traveling expenses while in the discharge of official duties, three hundred dollars or so much thereof as may be necessary.

STATE DEPARTMENT OF EXCISE.

For salary of state commissioner of excise, five thousand dollars; and for his expenses and disbursements as provided by chapter three hundred and twelve of the laws of eighteen hundred and ninety-seven, one thousand eight hundred dollars; for salary of deputy commissioner, four thousand dollars; and for his expenses and disbursements as provided by chapter three hundred and twelve of the laws of eighteen hundred and ninety-seven, one thousand five hundred dollars; for salary of special deputy commissioner for the boroughs of Manhattan and the Bronx, four thousand dollars; for salary of special deputy commissioner for the borough of Brooklyn, three thousand dollars; for salary of special deputy commissioner for Erie county, three thousand dollars; for salary of special deputy commissioner for the borough of Queens, two thousand five hundred dollars; and for expenses of his office, including office rent and clerical help, one thousand five hundred dollars, or so much thereof as may be necessary; for salary of special deputy commissioner for the borough of Richmond, two thousand dollars; and for expenses of his office, including office rent and clerical help, five hundred dollars, or so much thereof as may be necessary; for the salary of special deputy commissioner for the county of Monroe, two thousand dollars, and for the expenses of his office, including office rent and clerical help, five hundred dollars, or so much thereof as may be necessary; for expenses of special agent service, including salary of sixty agents, one hundred and twenty-five thousand, nine hundred dollars; for salary of general counsel four thousand five hundred dollars, and for attorneys for Albany, New York, Brooklyn and Buffalo offices, and compensation, costs, expenses and disbursements of attorneys under section ten of the liquor tax law, forty thousand dollars; for salary of secretary, Albany office, two thousand dollars; for salary of financial clerk, Albany office, one thousand eight hundred dollars; for clerical help at Albany office; one bookkeeper, two thousand dollars; five bookkeepers, one thousand two hundred dollars each; two bookkeepers one thousand and eighty dollars each; one clerk, two thousand two hundred dollars; one clerk, two thousand dollars; one clerk, one thousand five hundred dollars; one clerk, one thousand three hundred dollars; one clerk, nine hundred and sixty dollars; one clerk, nine hundred dollars; one clerk, seven hundred and twenty dollars; two stenographers, one thousand and sixty dollars each; two stenographers, one thousand dollars each; one stenographer, one thousand two hundred dollars; two stenographers, nine hundred and sixty dollars each; one stenographer, nine hundred dollars; one stenographer, seven hundred and eighty

dollars; one messenger, nine hundred dollars; one messenger, seven hundred and twenty dollars; one page, five hundred dollars; for clerical help, New York office, one cashier and bookkeeper, three thousand dollars; one assistant cashier and bookkeeper, two thousand two hundred and fifty dollars; one assistant cashier and bookkeeper, one thousand five hundred dollars; one clerk, two thousand dollars; one clerk, one thousand five hundred dollars; seven clerks, one thousand two hundred dollars each; one stenographer, one thousand two hundred dollars; one stenographer and clerk, twelve hundred dollars; for clerical help at Brooklyn office, one cashier and bookkeeper, two thousand two hundred dollars; one assistant cashier and bookkeeper, one thousand six hundred dollars; one clerk, one thousand six hundred dollars; five clerks, one thousand two hundred dollars each; one stenographer, one thousand two hundred dollars; for clerical help at Buffalo office, one cashier and bookkeeper, one thousand seven hundred dollars; one clerk, one thousand five hundred dollars; one clerk, one thousand two hundred dollars; one stenographer, one thousand and eighty dollars; for office expenses, including equipment, stationery, telephoning, telegraphing, express charges, postage, miscellaneous and incidental expenses, Albany and sub offices, six thousand seven hundred dollars; for enumeration and examination of county treasurers' offices, two thousand dollars; for rentals, New York office, five thousand five hundred dollars; Brooklyn office, two thousand four hundred dollars; Buffalo office, one thousand three hundred dollars; for books, blanks and printing, eight thousand dollars; for paying judgments against the state commissioner of excise and also judgments against any special deputy commissioner of excise or against any county treasurer, where said judgments against said special deputy commissioners or county treasurers were obtained in actions or proceedings brought or defended by the direction of the state commissioner of excise, the sum of two thousand five hundred dollars.

For the state commissioner of excise, two hundred seventy thousand dollars, or so much thereof as may be necessary, to pay refunds on surrender of liquor tax certificates, under the provisions of the liquor tax law, to be paid by the state treasurer from excise moneys in his hands upon the certificate of the comptroller.

FOREST, FISH AND GAME COMMISSION.

For salaries of commissioners of forest, fish and game, thirteen thousand dollars; for their expenses, four thousand dollars; for the salary of the fish culturist, three thousand dollars; and for his necessary expenses while in the discharge of his

official duty, fifteen hundred dollars, or so much thereof as may be necessary; clerk to fish culturist, twelve hundred dollars; for the salary of the superintendent of forests, three thousand dollars, and for his necessary expenses while in the discharge of his official duty, nine hundred dollars, or so much thereof as may be necessary; for the salary of the assistant secretary, two thousand dollars; for the audit and pay clerk, seventeen hundred and forty dollars, or so much thereof as may be necessary; for special agent and license clerk, fifteen hundred dollars, or so much thereof as may be necessary; stenographer, twelve hundred dollars, or so much thereof as may be necessary. For the salaries of a chief protector two thousand five hundred dollars; clerk to the chief protector, one thousand five hundred dollars; two assistant chief protectors, twelve hundred dollars each; and thirty-two protectors five hundred dollars each, or so much thereof as may be necessary. For the expenses of such chief, assistant chiefs and protectors while in the discharge of their official duties, fifteen thousand four hundred dollars, or so much thereof as may be necessary. For the salaries of two oyster protectors, one thousand dollars each; cashier and stenographer in the shell-fish department twelve hundred dollars, or so much thereof as may be necessary; confidential clerk in the shell-fish department, fifteen hundred dollars, or so much thereof as may be necessary, and for the expenses of the oyster protectors while in the discharge of their official duties, fifteen hundred dollars, or so much thereof as may be necessary; salary of assistant oyster protector, six hundred dollars, expenses four hundred and fifty dollars; chief fire warden, fifteen hundred dollars; three foresters one thousand dollars each, expenses of fire warden and foresters, three thousand dollars; for the expense and maintenance of fish hatcheries and hatching stations and for the propagation and distribution of food and game fish and fish fry, other than salaries, forty-five thousand two hundred dollars, or so much thereof as may be necessary; for stationery, printing and office expenses of the commission, other than salaries three thousand seven hundred and fifty dollars, or so much thereof as may be necessary.

INSPECTOR OF GAS METERS.

For the inspector of gas meters, for salary and salaries of deputies, as provided for by chapter three hundred and eighty-five of the laws of eighteen hundred and ninety-three, and as provided by chapter three hundred and sixty-four of the laws of eighteen hundred and ninety-eight, eleven thousand dollars. For ten mechanics at not to exceed three dollars and fifty cents per day each, ten thousand nine hundred and fifty-five dollars, or so

much thereof as may be necessary. For office and other expenditures, including the providing of seals to be affixed to said meters, as provided by chapter seven hundred and thirty-two of the laws eighteen hundred and ninety-nine, the sum of two thousand dollars, or so much thereof as may be necessary, which several sums hereby appropriated shall be refunded to the treasury by the several gas-light corporations in this state in amounts proportionate to the amount of the capital stock of such corporations respectively, to be ascertained and assessed by the comptroller of the state in accordance with the provisions of chapter three hundred and eighty-five of the laws of eighteen hundred and ninety-three, and acts amendatory thereof and chapter three hundred and sixty-four of the laws of eighteen hundred and ninety-eight.

HEALTH DEPARTMENT.

For the salary of the commissioner of health, thirty-five hundred dollars; and for necessary expenses, one thousand dollars, or so much thereof as may be necessary.

For the salaries of the secretary of the department, twenty-five hundred dollars; chief clerk, vital statistics bureau, eighteen hundred dollars; chemist, fifteen hundred dollars; stenographer, nine hundred dollars; and for other clerical services, seven thousand dollars.

For services and expenses of experts, chemists and stenographers in examinations and investigations, five thousand dollars, or so much thereof as may be necessary.

For furniture, books, blanks, binding, printing, and other office expenses, three thousand dollars, or so much thereof as may be necessary.

For necessary traveling expenses of subordinates of the department while in the discharge of official duties pursuant to the written direction of the commissioner, eighteen hundred dollars, or so much thereof as may be necessary, to be paid upon the audit of the comptroller and upon the certificate of the commissioner.

STATE HISTORIAN.

For the state historian, for salary, four thousand five hundred dollars; for the salary of a clerk, one thousand five hundred dollars; and for stationery and other office expenses, three hundred and fifty dollars, or so much thereof as may be necessary.

INSURANCE DEPARTMENT.

For the superintendent of insurance, for salary seven thousand dollars. And the superintendent of insurance shall receive the

sum of one thousand seven hundred dollars annually payable monthly, in lieu of and in full for all expenses and disbursements incurred by him.

For the first deputy superintendent of insurance for salary, five thousand dollars. And the first deputy superintendent of insurance shall receive the sum of two thousand three hundred dollars annually, payable monthly, in lieu of and in full for all expenses and disbursements incurred by him.

For the second deputy superintendent of insurance for salary, four thousand five hundred dollars; for the third deputy superintendent of insurance, for salary, four thousand five hundred dollars; for the confidential clerk to the superintendent of insurance for salary, two thousand five hundred dollars; for the stenographer to the superintendent of insurance for salary, one thousand two hundred dollars; for the stenographer to the first deputy superintendent of insurance, for salary, one thousand two hundred dollars; for the chief clerk of the tax department for salary, four thousand five hundred dollars; for the cashier for salary, three thousand five hundred dollars; for the order clerk for salary, two thousand six hundred dollars; for the bookkeeper for salary, two thousand dollars; for the general clerk, for salary, two thousand one hundred dollars; for the stenographer for salary, one thousand four hundred dollars; for the typewriter and copyist for salary, one thousand four hundred dollars; for the mailing clerk, for salary, one thousand four hundred dollars; for the messenger, for salary, one thousand two hundred dollars; for the night watchman, for salary, one thousand and eighty dollars; for the actuary, for salary, four thousand five hundred dollars; for the first assistant actuary for salary, three thousand two hundred dollars; for six assistant actuaries for salaries, eleven thousand dollars; for five clerks in actuary's department for salaries, seven thousand six hundred dollars; for certificate of authority clerk for salary, one thousand five hundred dollars; for stationery clerk and expert proof reader, for salary, one thousand five hundred dollars; for statistician, for salary, two thousand four hundred dollars; for assistant to statistician, for salary, one thousand eight hundred dollars; for stenographer at the New York office, for salary, one thousand two hundred dollars; for rent of branch office, New York city, one thousand seven hundred dollars; for sundry expenses at New York office of department—telephone, telegraph, stationery, et cetera, one thousand dollars, or so much thereof as may be necessary; for printing and binding insurance reports, two thousand five hundred dollars, or so much thereof as may be necessary; for miscellaneous printing and binding, office stationery, postage, expressage, telegrams, telephones, messenger service, office furniture and office expenses, ten thou-

sand five hundred dollars, or so much thereof as may be necessary; for incidental expenses, including counsel, traveling expenses of department attaches on official business and extraordinary expenses, five thousand dollars, or so much thereof as may be necessary; for expenses of computation, compilation and publication of new valuation tables for valuations and other incidental expenses connected therewith; to carry into effect the provisions of section eighty-four of the insurance law, three thousand dollars, or so much thereof as may be necessary.

The sum of one thousand dollars, or so much thereof as may be necessary, to be paid by the comptroller upon the certificate of the attorney-general as a reasonable compensation for the services and expenses of the deputies and clerks in his office in proceedings and litigations for or on account of insurance companies, or in which insurance companies were parties.

The following appropriations to be collected from and refunded to the treasury by the corporations under examination, when disbursements therefrom are in consequence of services at or in connection with such examinations.

For chief examiner, for salary, five thousand dollars; for twelve examiners for salaries, thirty thousand dollars, or so much thereof as may be necessary; for services and expenses of department appraisers in this state; for services and expenses of appraisers and examiners designated in other states; for services and expenses of counsel; for expenses of examiners in connection with examinations of insurance companies, and for extra temporary services when required, twenty-eight thousand dollars, or so much thereof as may be necessary.

DEPARTMENT OF LABOR.

For the commissioner of labor, for salary, three thousand five hundred dollars.

First deputy commissioner of labor, for salary, two thousand five hundred dollars.

Second deputy commissioner of labor, for salary, two thousand five hundred dollars.

For statistical clerk, two thousand dollars.

For secretary, two thousand dollars.

For deputy inspectors for salaries, fifty-four thousand dollars.

For superintendent of licenses, two thousand dollars.

For stenographer, nine hundred dollars.

Two stenographers, six hundred dollars each.

For other necessary clerical services, including statisticians, and expert examiners, four thousand dollars.

For the traveling expenses of the commissioner, one thousand dollars, or so much thereof as may be necessary.

For the traveling expenses of the first and second deputies, the secretary, the superintendent of licenses and the deputy factory inspectors, twenty thousand dollars, or so much thereof as may be necessary.

For printing, including the expense of publishing bulletins, which shall be paid for at the contract rate for printing circulars, five thousand dollars, or so much thereof as may be necessary.

For postage, telephone, telegraph and messenger service, express charges and other miscellaneous expenses, four thousand four hundred dollars, or so much thereof as may be necessary.

For the expenses of the free employment bureau in New York city, five thousand dollars, or so much thereof as may be necessary.

LAND OFFICE.

For valuations, assessments and other necessary expenses of the public lands and land board five thousand dollars, including the mileage and expenses of the speaker of the assembly for attendance as commissioner of the land office.

LUNACY COMMISSION.

For the state care of the insane, to be expended under the provisions of chapter five hundred and forty-five of the laws of eighteen hundred and ninety-six, chapter nine hundred and forty-four of the laws of eighteen hundred and ninety-six, chapter four hundred and sixty of the laws of eighteen hundred and ninety-seven, and chapter six hundred and thirty-six of the laws of eighteen hundred and ninety-eight.

For the state commissioners in lunacy, for salaries, traveling and incidental expenses, pursuant to chapter five hundred and forty-five of the laws of eighteen hundred and ninety-six, twenty-one thousand one hundred dollars.

For the salary of the secretary of the commission, four thousand dollars.

For salaries of clerks, messengers, experts and other employes, sixteen thousand dollars.

For other clerical services, two thousand dollars.

For the deportation of alien and non-resident lunatics to other countries and states, and for the transfer of patients from one hospital to another to relieve overcrowding, seven thousand dollars.

For compensation and expenses of special agents, ten thousand dollars.

For printing, stationery, postage and other necessary office expenses, five thousand dollars.

For salaries of officers of state hospitals, the sum of two hundred and sixty-five thousand dollars.

For wages of all other employes of state hospitals, the sum of eleven hundred and sixty thousand dollars.

For the support and maintenance of the state hospitals other than salaries and wages of officers and employes, the sum of two million dollars.

Any moneys hereby appropriated not necessarily expended during the fiscal year for the purposes specified, shall be available for buildings, repairs and improvements.

NATIONAL GUARD.

For the salary of the adjutant-general, four thousand dollars; for the salary of the assistant adjutant-general, military storekeeper and clerical force, as provided in section one hundred and sixty-one of the military code, twenty-three thousand dollars; for salaries of officers on the staff of the major-general commanding the National Guard, and for clerical services, as provided by section one hundred and sixty of the military code, fifteen thousand dollars; for allowances to headquarters of the National Guard, brigades, regiments, battalions and squadron, as provided in section one hundred and fifty-nine of the military code, thirty-four thousand eight hundred dollars; for allowances to officers to assist in uniforming and equipping themselves and organizations for the purpose of defraying necessary military expenses, as provided in sections one hundred and fifty-six and one hundred and fifty-seven of the military code, one hundred and thirty-one thousand dollars.

For the other general expenses of the National Guard of the state, and the office of the adjutant-general, to be expended in accordance with the military code, the sum of two hundred and forty-two thousand two hundred dollars.

MILITARY RECORD FUND.

Revenue.

For the adjutant-general for the expenses of the bureau of military records, payable from the revenue of the military record fund, two thousand dollars, or so much thereof as may be necessary.

NAVAL MILITIA.

For allowances to headquarters of the naval militia and battalions, as provided in section one hundred fifty-nine of the mili-

tary code, two thousand four hundred dollars; for allowances to officers of the naval militia to assist in uniforming and equipping themselves, and organizations of the naval militia, for the purpose of defraying necessary military expenses as provided in sections one hundred fifty-six and one hundred fifty-seven of the military code, six thousand dollars; for other general expenses of the naval militia and the office of the adjutant-general, to be expended in accordance with the military code, sixteen thousand six hundred dollars.

PRISON'S COMMISSION.

For the salary of the president of the prison's commission two thousand five hundred dollars.

For the salaries of the secretary of the commission and other necessary clerical services four thousand dollars.

For the necessary traveling expenses of the commission and for office expenses fifteen hundred dollars or so much thereof as may be necessary.

PRISONS.

For the support and maintenance of the several state prisons, and the Eastern reformatory pursuant to chapter three hundred and eighty-two of the laws of eighteen hundred and eighty-nine, and for the ordinary repairs thereof and supplying water therefor, three hundred thousand dollars, or so much thereof as may be necessary.

For the superintendent of state prisons, for salary, six thousand dollars.

For the necessary traveling expenses of the superintendent and his clerk while engaged in the performance of their official duties, one thousand five hundred dollars or so much thereof as may be necessary.

For superintendent's clerk, four thousand dollars; industry clerk, two thousand five hundred dollars; two stenographers, one thousand dollars each; messenger, one thousand dollars; for other office expenses one thousand four hundred and twenty dollars, or so much thereof as may be necessary.

For compensation of sheriffs, for the transportation of convicts to prisons, asylum for insane criminals, penitentiaries, houses of refuge and reformatories fifteen thousand dollars, or so much thereof as may be necessary.

For the maintenance of convicts sentenced to penitentiaries, in pursuance of chapter one hundred and fifty-eight of the laws of eighteen hundred and fifty-six, chapter five hundred and eighty-four of the laws of eighteen hundred and sixty-five, chapter six

hundred and sixty-seven of the laws of eighteen hundred and sixty-six, chapter five hundred and seventy-four of the laws of eighteen hundred and sixty-nine, chapter two hundred and forty-seven of the laws of eighteen hundred and seventy-four, chapter five hundred and seventy-one of the laws of eighteen hundred and seventy-five, chapter four hundred and ninety of the laws of eighteen hundred and eighty-five, chapter one hundred and fifteen of the laws of eighteen hundred and ninety-one and chapter five hundred and eighty-seven, laws of eighteen hundred and ninety-two, one hundred thousand dollars, or so much thereof as may be necessary.

For the support and maintenance of the state prison for women at Auburn, pursuant to chapter three hundred and six of the laws of eighteen hundred and ninety-three, for ordinary repairs, supplying water therefor and for the transportation of women prisoners, fifteen thousand dollars, or so much thereof as may be necessary.

For the support and maintenance of the Dannemora hospital for insane convicts, forty-five thousand dollars.

For the salaries of the medical superintendent, thirty-six hundred dollars; steward, twelve hundred dollars; and the assistant steward nine hundred dollars.

MATTEAWAN STATE HOSPITAL FOR INSANE CRIMINALS.

For the support and maintenance of Matteawan state hospital for insane criminals, sixty thousand dollars, or so much thereof as may be necessary.

For the salary of the medical superintendent, four thousand five hundred dollars; for the first assistant, two thousand two hundred dollars; for the second assistant, one thousand two hundred dollars; for the assistant physician, one thousand two hundred dollars, and for the steward, one thousand seven hundred dollars.

PRINTING.

For the legislative printing of the state, including binding, mapping, lithographing and engraving, two hundred thousand dollars, or so much thereof as may be necessary, and the comptroller is authorized to pay from said amount for the services of an expert printer to examine all the accounts for printing a sum not to exceed two thousand four hundred dollars per annum.

SESSION LAWS AND OFFICIAL CANVASS.

For the publication of the session laws and the official canvass and official notices provided by law, which are subjects of contract, twenty-five thousand dollars, or so much thereof as may be necessary.

PUBLICATION OF GENERAL LAWS.

For the payment of newspapers in the various counties in this state for the publication of the general laws of the state pursuant to chapter seven hundred and fifteen of the laws of eighteen hundred and ninety-two, one hundred and ten thousand dollars, or so much thereof as may be necessary.

PUBLIC OFFICES.

For postage or expressage on official letters, documents and other matter sent by mail or express by the governor, secretary of state, comptroller, treasurer, attorney-general, state engineer and surveyor, superintendent of public instruction, regents of the university, adjutant-general, clerk of the court of appeals, state board of charities, state board of health, civil service commission, superintendent of public buildings and bureau of labor statistics, fifteen thousand dollars; and for stationery for the aforesaid offices and departments, ten thousand dollars, or so much thereof as may be necessary.

QUARANTINE COMMISSIONERS.

For the commissioners of quarantine, for salaries, seven thousand five hundred dollars.

For the salary of the secretary, eighteen hundred dollars; for the salary of the superintendent, twelve hundred dollars; for the salary of the captain of the tug, twelve hundred dollars; engineer, nine hundred and sixty dollars, a fireman and two deck hands, four hundred and eighty dollars each, a steward, six hundred dollars.

For the superintendent of Swinburne island, twenty-five hundred dollars; engineer, eleven hundred and fifty dollars; carpenter, nine hundred dollars; laborer, seven hundred and twenty dollars; cook, two hundred and forty dollars; laundress, three hundred dollars.

For the superintendent of Hoffman island, fifteen hundred dollars; engineer, ten hundred and fifty dollars; master mechanic, twelve hundred and eighty dollars; two laborers, seven hundred and twenty dollars each.

For general repairs and expense of maintenance, six thousand dollars, or so much thereof as may be necessary.

RAILROAD COMMISSIONERS.

For the board of railroad commissioners, for salaries, and expenses, as provided in section one hundred and seventy, article six, chapter five hundred and sixty-five of the laws of eighteen

hundred and ninety, as amended by chapter five hundred and thirty-four of the laws of eighteen hundred and ninety-two, and chapter four hundred and fifty-six, of the laws of eighteen hundred and ninety-six, fifty-five thousand dollars, to be expended as follows: For salaries of three commissioners, eight thousand dollars each; for secretary, six thousand dollars; assistant secretary, three thousand six hundred dollars; steam railroad inspector, three thousand dollars; accountant, two thousand five hundred dollars; examiner, two thousand five hundred dollars; four clerks at one thousand five hundred dollars each; two stenographers, at one thousand two hundred dollars each; and for the traveling expenses of the commissioners, inspectors, accountants, and the necessary office expenses of the commission, five thousand dollars, or so much thereof as may be necessary.

For printing and binding the additional reports of the board of railroad commissioners, as provided in section one hundred and sixty-six, article six, chapter five hundred and sixty-five of the laws of eighteen hundred and ninety, twenty-five hundred dollars or so much thereof as may be necessary.

For services and expenses of deputies and clerks in the office of the attorney-general, in proceedings or litigation, for or on account of railroad companies, or in which railroad companies were parties, one thousand dollars, or so much thereof as may be necessary, as may be certified by the attorney-general to the comptroller, which amount is hereby appropriated and authorized to be paid.

For the board of railroad commissioners, for an electrical expert and his necessary traveling expenses and for the purchase of law and statistical books the sum of four thousand two hundred and fifty dollars, or so much thereof as may be necessary.

The amounts stated in the last four items shall be refunded to the treasury by the several corporations owning or operating railroads in this state, in such manner and proportion as is prescribed by law.

The sum of one hundred thousand dollars to carry into effect the provisions of chapter seven hundred and fifty-four of the laws of eighteen hundred and ninety-seven, entitled "An act to amend the railroad law and the acts amendatory thereof relative to grade crossings;" of which sum the board of railroad commissioners is hereby authorized and empowered to expend an amount not exceeding seven thousand five hundred dollars in the employment of expert and clerical service necessary to supervise the work performed under the said chapter seven hundred and fifty-four of the laws of eighteen hundred and ninety-seven, and to prepare plans, maps and specifications therefor, and for other

necessary expenses; said seven thousand five hundred dollars to be paid by the treasurer upon the warrant of the comptroller, as directed by the said board of railroad commissioners, from the money hereby appropriated.

STATE SUPERINTENDENT OF ELECTIONS.

For the state superintendent of elections for the metropolitan election district: For salary of state superintendent, five thousand dollars. For salary of chief deputy, four thousand five hundred dollars. For salary of the clerk, six hundred dollars. For salary of the stenographer, five hundred dollars. For deputy state superintendents of elections, one hundred and thirty thousand dollars, or so much thereof as may be necessary. For the state superintendent of elections for office expenses, and expenses incurred in carrying out the provisions of the laws relating to the metropolitan elections district, the sum of ten thousand dollars, or so much thereof as may be necessary.

SUPERINTENDENT OF PUBLIC WORKS.

PAYABLE FROM THE CANAL FUND.

For the salaries of the superintendent of public works, six thousand dollars; deputy superintendent, four thousand dollars; three assistant superintendents, three thousand dollars each; financial clerk, three thousand five hundred dollars; assistant financial clerk, two thousand five hundred dollars; chief clerk three thousand dollars; filing clerk, one thousand two hundred dollars; stenographer, thirteen hundred dollars; stenographer to general inspector nine hundred dollars; stenographer, eight hundred dollars; special agent, one thousand two hundred dollars; messenger, one thousand dollars; clerk eastern division, one thousand six hundred dollars, and stenographer, seven hundred dollars; clerk middle division, one thousand five hundred dollars, assistant clerk, nine hundred dollars, stenographer, six hundred dollars; janitress, three hundred dollars; clerk western division, one thousand five hundred dollars, assistant clerk, twelve hundred dollars; janitress, one hundred and forty-four dollars; for the traveling expenses of the assistant superintendents of public works, one thousand three hundred dollars; and for additional clerk hire, office and contingent expenses of the superintendent and assistant superintendents of public works, seven thousand three hundred dollars, or so much thereof as may be necessary.

For the traveling expenses of the superintendent of public works, two thousand five hundred dollars, and for the traveling

expenses of the deputy superintendent of public works, one thousand dollars, payable monthly in full for all such expenses.

For the salaries of sixteen section superintendents, one thousand five hundred dollars each; two section superintendents, one thousand two hundred dollars each, and one section superintendent, two thousand dollars.

For the salary of the statistician in the office of the superintendent of public works, one thousand eight hundred dollars; for the salaries of the collectors and compilers of statistics relating to the trade and tonnage of the canals during the season of navigation, eight thousand dollars, comprising two collectors at one hundred and twenty-five dollars each per month, five collectors at one hundred dollars per month, two collectors at eighty dollars per month, and two collectors at seventy dollars per month; for the collectors, clerks and inspectors and measurers of boats, eight thousand dollars, comprising three clerks at eighty dollars per month, ten clerks at seventy dollars per month, two clerks at sixty dollars per month, and for additional clerk hire and contingent expenses of such collectors and inspectors, four thousand six hundred dollars, or so much thereof as may be necessary.

For the payment of the expenses of lock tending and the ordinary repairs of the canals of the state, eight hundred and twenty thousand dollars, or so much thereof as may be necessary.

SUPERINTENDENT OF PUBLIC BUILDINGS.

For the salary of the superintendent of public buildings, five thousand dollars.

For the salary of the deputy superintendent, two thousand five hundred dollars.

For the salary of the chief engineer, two thousand dollars.

For the salary of the confidential clerk and stenographer, two thousand dollars.

For the salary of the clerk and bookkeeper, one thousand two hundred dollars.

For the salary of the paymaster, two thousand dollars.

For the salary of the chief orderly, one thousand five hundred dollars.

For the salary of the storekeeper, one thousand two hundred dollars.

For the salary of the janitor of the state hall, one thousand two hundred dollars.

For the salary of the janitor of the geological hall, one thousand two hundred dollars.

For the services of orderlies, watchmen, engineers, firemen, carpenters, machinist, electricians, cleaners, laborers and other nec-

essary employes in the care and maintenance, the sum of one hundred and ten thousand dollars, or so much thereof as may be necessary.

For lighting and necessary fixtures and appliances therefor, fifty thousand dollars or so much thereof as may be necessary.

For furniture, repairs, coal, fuel and other expenses forty thousand dollars or so much thereof as may be necessary.

STEAM VESSEL INSPECTION.

For the inspectors of steam vessels, for salaries, six thousand dollars; for their actual and necessary traveling expenses while in the discharge of their official duties, and for the supplies necessary for the performance of said duties, one thousand dollars, or so much thereof as may be necessary, pursuant to chapter five hundred and ninety-two of the laws of eighteen hundred and ninety-seven.

TAX COMMISSIONERS.

For the salaries of the tax commissioners the sum of three thousand dollars in addition to the further sum of twelve thousand dollars heretofore appropriated by chapter ninety-six of the laws of nineteen hundred for the expenses of the state board of tax commissioners, which sum of twelve thousand dollars is hereby reappropriated to apply upon the payment of salaries; for the salary of the secretary three thousand five hundred dollars; for the salary of the confidential appraiser three thousand six hundred dollars; for the salary of the chief clerk two thousand dollars; for other necessary clerical help two thousand four hundred dollars, or so much thereof as may be necessary; for other necessary stenographic work the sum of twenty-seven hundred dollars or so much thereof as may be necessary; for salary of messenger three hundred dollars.

Each of the said commissioners shall receive a further sum of two thousand five hundred dollars, payable monthly, in full and in lieu of all expenses and disbursements incurred by them in discharge of their duties.

For printing, stationery, and other office expenses the sum of six thousand dollars, or so much thereof as may be necessary.

For the salary of six special agents ten thousand eight hundred dollars and the further sum of seven thousand five hundred dollars, or so much thereof as may be necessary, for the expenses and disbursements incurred by them in the discharge of their duties, to be paid upon the audit of the comptroller.

For the services and expenses of experts for appraisement and valuation the sum of five thousand dollars, or so much thereof

as may be necessary, to be paid upon the certificate of the board of tax commissioners and the audit of the comptroller.

TRANSPORTATION.

For expenses of transportation of the session laws, journals and documents of the legislature, reports, books and packages, by express or freight, for public officers, and for expenses of boxes therefor, twenty thousand dollars, or so much thereof as may be necessary.

PUBLIC INSTITUTIONS.

CRAIG COLONY FOR EPILEPTICS.

For salaries of officers and employes of the Craig colony for epileptics, for the maintenance of the institution, one hundred and twenty-five thousand dollars, or so much thereof as may be necessary.

HOUSE OF REFUGE FOR WOMEN.

For the compensation of officers and employes of the House of refuge for women, at Hudson, for the maintenance of the institution and for the transportation of the convicts, sixty-six thousand dollars, or so much thereof as may be necessary.

WESTERN HOUSE OF REFUGE FOR WOMEN.

For the compensation of officers and employes of the Western house of refuge for women, at Albion, for the maintenance of the institution and for the transportation of convicts, thirty-five thousand dollars, or so much thereof as may be necessary.

NEW YORK STATE REFORMATORY FOR WOMEN.

For the New York state reformatory for women at Bedford for the maintenance of the institution and for the transportation of the convicts, thirty thousand dollars, or so much thereof as may be necessary.

JUVENILE DELINQUENTS.

For the Society for the reformation of juvenile delinquents in the city of New York, for maintenance and rewards to inmates and repairs and betterments of tools and equipment and furniture, and for necessary tools to properly conduct the trade schools and common schools and military system and photographing of inmates, one hundred and fifty thousand dollars, or so much thereof as may be necessary.

STATE INDUSTRIAL SCHOOL.

For the State industrial school at Rochester, for maintenance and rewards to inmates and repairs and betterments of tools and equipment and furniture, and for necessary tools to properly conduct the trade schools and common schools and military system and photographing of inmates, one hundred and seventy-five thousand dollars, or so much thereof as may be necessary.

SYRACUSE STATE INSTITUTION FOR FEEBLE-MINDED CHILDREN.

For the Syracuse state institution for feeble-minded children, for maintenance, eighty thousand dollars, or so much thereof as may be necessary.

CUSTODIAL ASYLUM.

For the support and maintenance of the inmates of the Newark custodial asylum, for the service of the attendants therein, and for other necessary expenses, fifty-five thousand dollars, or so much thereof as may be necessary.

ROME STATE CUSTODIAL ASYLUM.

For the support and maintenance of the inmates of the Rome state custodial asylum, for the services of attendants therein and for other necessary expenses, seventy-five thousand dollars, or so much thereof as may be necessary.

THOMAS ASYLUM.

For the Thomas asylum for orphan and destitute Indian children, for maintenance and for salaries of officers and teachers, twenty-four thousand dollars, or so much thereof as may be necessary.

STATE REFORMATORY.

For the New York state reformatory, at Elmira, for maintenance and ordinary repairs, and for the purchase of material, and for expenses of manufacturing, pursuant to chapter seven hundred and eleven of the laws of eighteen hundred and eighty-seven, two hundred and fifteen thousand dollars, or so much thereof as may be necessary.

SOLDIERS AND SAILORS' HOME.

For the support and maintenance of the New York state soldiers and sailors' home, and for the transportation of appli-

cants for admission, two hundred and twenty-five thousand dollars, or so much thereof as may be necessary.

WOMEN'S RELIEF CORPS HOME.

For the Women's relief corps home, for maintenance, twenty-five thousand dollars, or so much thereof as may be necessary.

NEW YORK STATE HOSPITAL.

For the support and maintenance of the New York state hospital for the care of crippled and deformed children the sum of ten thousand dollars, or so much thereof as may be necessary.

EDUCATIONAL INSTITUTIONS.

NEW YORK INSTITUTION FOR BLIND.

For the support and instruction of one hundred and eighty pupils at the New York institution for the blind, in addition to the sum of eighteen thousand four hundred eighty-one dollars and forty-six cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of thirty-one thousand nine hundred eighteen dollars and fifty-four cents, or a proportionate amount for a shorter period of time than one year, or for a smaller number of pupils, as shall be duly verified by the affidavits of the president and secretary of the institution.

STATE SCHOOL, BATAVIA.

For the maintenance and instruction of the inmates of the State school for the blind, at Batavia, thirty-eight thousand dollars, or so much thereof as may be necessary.

DEAF AND DUMB.

For the support and instruction of two hundred and fifty pupils at the institute for deaf and dumb in New York city, in addition to the sum of eighteen thousand two hundred and thirty-one dollars and eighty-seven cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of fifty-one thousand seven hundred and sixty-eight dollars and thirteen cents.

For the support and instruction of one hundred and twenty pupils at the institution for the improved instruction of deaf mutes in New York city, in addition to the sum of eight thousand

four hundred and sixty-five dollars and fifty cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of twenty-five thousand one hundred thirty-four dollars and fifty cents.

For the support and instruction of one hundred ten pupils at the Le Couteulx Saint Mary's institution for the improved instruction of deaf mutes, at Buffalo, in addition to the sum of two thousand eight hundred and thirty-eight dollars and fifty-four cents remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and next fiscal years, the sum of twenty-seven thousand nine hundred and sixty-one dollars and forty-six cents.

For the support and instruction of one hundred and fifteen pupils at the Central New York institution for the improved instruction of deaf mutes, at Rome, in addition to the sum of fifteen thousand eight hundred and eight dollars and fifty-nine cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of sixteen thousand three hundred ninety-one dollars and forty-one cents.

For the support and instruction of sixty-five pupils at the Northern New York institution for deaf mutes, at Malone, in addition to the sum of four thousand one hundred sixty dollars and thirty-five cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of fourteen thousand and thirty-nine dollars and sixty-five cents.

For the support and instruction of two hundred and twelve pupils at Saint Joseph's institution for the improved instruction of deaf mutes, at Fordham, fifty-nine thousand three hundred and sixty dollars.

For the support and instruction of twenty pupils at the Albany home school for the deaf, in addition to the sum of four hundred ninety-six dollars and eighty-four cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of five thousand one hundred and three dollars and sixteen cents.

For the support and instruction of one hundred pupils at the Western New York institution, at Rochester, for the improved instruction of deaf-mutes, twenty-eight thousand dollars.

The amount hereby appropriated for the several institutions for the support and instruction of deaf mutes is at the rate of two hundred and eighty dollars per capita per annum and a propor-

tionate amount for a shorter period of time than one year, or for a smaller number of pupils in each case, shall be allowed in each of the last eight items, and paid by the comptroller, upon certificate verified by oath of the president and secretary of such institution, and upon the approval of the superintendent of public instruction.

ALFRED UNIVERSITY.

For the maintenance of the state school of clay workings and ceramics at Alfred university as provided by chapter three hundred and eighty-three of the laws of nineteen hundred, five thousand dollars, or so much thereof as may be necessary.

CORNELL UNIVERSITY.

For payment to Cornell university, being the interest at five per centum on the proceeds of the college land scrip fund pursuant to chapter seventy-eight of the laws of eighteen hundred and ninety-five, thirty-four thousand four hundred and twenty-eight dollars and eighty cents.

For the state veterinary college at Cornell university, for maintenance, equipment and necessary material to conduct the same, twenty-five thousand dollars, payable to the treasurer of Cornell university on the warrant of the comptroller.

For the State college of forestry, to be expended under the direction of the board of trustees of Cornell university, as provided by chapter one hundred twenty-two of the laws of eighteen hundred and ninety-eight, ten thousand dollars.

For Cornell university for the promotion of agricultural knowledge throughout the state, as provided by chapter four hundred thirty of the laws of eighteen hundred and ninety-nine, thirty-five thousand dollars. Three thousand dollars thereof to be used in the promotion of knowledge relating to poultry and egg production.

MISCELLANEOUS.

COUNTY TREASURERS.

For advances to county treasurers on account of taxes on property of non-residents, and for taxes on state, wild or forest lands which may be returned to the comptroller's office, and for adjusting accounts of state taxes with counties, fifty-five thousand dollars, or so much thereof as may be necessary.

NIAGARA RESERVATION.

For the commissioners of the state reservation at Niagara, for salaries of employes and for actual and necessary expenses while

engaged in the discharge of official duties, twenty-five thousand dollars, or so much thereof as may be necessary.

REDEMPTION OF LANDS.

The sum of nine thousand five hundred and fifty dollars and eight cents, being the unexpended balance of an appropriation made for such purpose by chapter five hundred and seventy, laws of eighteen hundred and ninety-nine, is hereby reappropriated for payment of money to purchasers upon redemption of lands sold for taxes.

REFUND OF TAXES.

The sum of eight hundred and sixty dollars and twenty-five cents, appropriated by chapter five hundred and seventy, laws of eighteen hundred and ninety-nine, for repayment of money erroneously paid into the treasury for taxes is hereby reappropriated for the same purpose.

INDIAN AFFAIRS.

For the payment of the annuities to the several Indian tribes, as follows:

To the Onondagas, two thousand four hundred and thirty dollars.

To the Cayugas, two thousand three hundred dollars.

To the Senecas, five hundred dollars.

To the Saint Regis, two thousand one hundred and thirty-one dollars and sixty-seven cents.

For the relief of the Onondaga Indians, three hundred dollars.

For compensation of the agent of the Onondaga Indians, two hundred dollars.

For compensation of the agent of the Onondaga Indians, pursuant to chapter one hundred and seventy-eight of the laws of eighteen hundred and forty-seven and chapter six hundred and thirty-five of the laws of eighteen hundred and sixty-nine, sixty-five dollars.

For compensation of the agent of the Onondaga Indians, residing on the Allegany and Cattaraugus reservation, one hundred and fifty dollars.

For compensation of the attorney of the Saint Regis Indians, one hundred and fifty dollars.

For compensation of the attorney of the Seneca Indians, one hundred and fifty dollars.

For compensation of the attorney of the Tonawanda band of Seneca Indians, one hundred and fifty dollars.

VARIOUS.

For supplying other states with reports of the court of appeals and the supreme court pursuant to section twenty-seven of the executive law as amended by chapter two hundred and forty-eight of the laws of eighteen hundred and ninety-three, one thousand five hundred dollars, or so much thereof as may be necessary.

For the trustees of Washington's headquarters, at Newburgh, for compensation of the superintendent, and for the care, maintenance, repairs and improvements of the grounds, one thousand dollars, or so much thereof as may be necessary.

For the compensation of gate tenders for the state dams upon the Beaver and Moose rivers, as provided by chapter one hundred and sixty-eight of the laws of eighteen hundred and ninety-four, the sum of one thousand one hundred dollars, or so much thereof as may be necessary, to be paid by the comptroller on the certificate of the commissioners appointed under said act, or a majority thereof.

For the trustees of public buildings, for the salary of the keeper of the senate-house property, at Kingston, pursuant to chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-three, six hundred dollars.

For the expenses of the board of port wardens of the port of New York, pursuant to chapter one hundred and forty-two of the laws of eighteen hundred and ninety-one, forty-five hundred dollars, or so much thereof as may be necessary.

For salary of janitor of the Saratoga monument, five hundred dollars as provided by chapter nine hundred and fifty-five, laws of eighteen hundred and ninety-five.

For the compensation of the tender and for the maintenance and operation of the draw-bridge over Minneceingo creek, Rockland county, the sum of seven hundred dollars, or so much thereof as may be necessary.

For care and maintenance of Grant cottage, as provided by chapter six hundred and sixty-seven, laws of eighteen hundred and ninety-six, one thousand dollars, or so much thereof as may be necessary.

§ 2. The several amounts herein appropriated shall be paid by the treasurer from the respective sums as specified, and the salaries as herein determined shall be and hereby are established and fixed by this act except as hereinafter provided for the several officers for whom they are designated and shall be paid by the treasurer pursuant to the requirements of chapter four hundred and thirteen, laws of eighteen hundred and ninety-seven, and chapter five hundred and forty-six, laws of eighteen hundred and

ninety-six, and it shall be the duty of the treasurer to report annually to the legislature the detail of the several expenditures.

The salary or compensation of any officer or employe, when not prescribed by law, other than this act, for which an appropriation is made by this act, may be fixed by the department, official or officials appointing such officer, or employing such employe, at a less, but not at a greater sum than the amount herein appropriated for the salary or compensation of such officer or employe. No appropriation herein contained shall be available for the salary or compensation of any regular officer or employe whose employment or office is not herein specified unless his appointment or employment is expressly authorized.

A manager, trustee or officer of any state, charitable, or other institution receiving moneys under this act from the state treasury, for maintenance and support, shall be entitled to actual and necessary traveling expenses only when attending meetings of the board at the office of the institution, or in attendance on the state board of charities or the state comptroller, pursuant to a request of said board or comptroller.

§ 3. This act shall take effect immediately.

J. P. ALLDS,
Chairman.

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Lynn, Int. No. 771, entitled "An act to make provision for the purchase and binding of books for certain judicial libraries in the first judicial department" (No. 882), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading, and referred to the committee on revision.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bell, Int. No. 334, entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Rich-

mond, and part of the county of Queens, and to provide for the government thereof,' in relation to general powers of commissioners as to the management of parks " (No. 349), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bell, Int. No. 335, entitled "An act to amend section 1083 of chapter 378 of the Laws of 1897, being the Greater New York charter, relative to the department of education " (No. 350), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. DeGraw, Int. No. 584, entitled "An act authorizing the board of estimate and apportionment of the city of New York, to take proof of the claims of laborers appointed to inspect hydrants, of the fire department of the late city of Brooklyn, for work, labor and services alleged to have been performed by them as such inspectors, and to allow it to pay the said laborers such compensation as it may deem just and proper " (No. 639), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Davis, Rec. No. 29, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works " (No. 416), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 99, entitled "An act to provide for a commission to revise, amend, reform, simplify, abridge and codify the laws, rules, practice,

pleadings, forms and proceedings of the Municipal Court of the city of New York, the clerks, officers and attendants thereof, and the marshals attached thereto" (No. 99), reported in favor of the passage of the same, with the following amendments:

Page 2, line 1, after the word "York" insert the words "and the laws, rules, et cetera, relating to."

Amend the title by inserting after the word "York" the words "and the laws, rules, et cetera, relating to."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 40, entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties'" (No. 268), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Knipp, Int. No. 490, entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' as amended, relative to assessments" (No. 526), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Fitzgerald, Int. No. 537, entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of health in the years

1899 and 1900, prior to the classification and preparation of municipal civil service eligible lists for the position of anti-toxin accountant in said department" (No. 584), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Bryan, Int. No. 492 entitled "An act to amend the Insurance Law, in relation to the repayment of excess premiums in case of over-insurance against loss by fire" (No. 528), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 14, strike out all after the word "five" and insert in place thereof the following: "And that the amount of loss collectable under policies of insurance is less than the amount specified therein."

Same page, line 15, strike out the words "pay less than the amount of the insurance on said building."

Same page, line 18, strike out the word "insurance" and insert the word "policies."

W. L. COUGHTRY,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. S. W. Smith, Int. No. 313 entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments" (No. 313), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Landon, Int. No. 617 entitled "An act to amend chapter 257 of the Laws of 1860, entitled 'An act to incorporate the Hyde Park Fire Department of Dutchess county'" (No. 680), retaining its place on the order of

third reading, reported in favor of the passage of the same with the following amendments:

Page 1, last line of title, strike out the word "of" and insert the word "in."

Page 2, line 7, change the word "engines" to "engine."

Same page, line 11, after the word "provide" insert the letter "a," and underscore it.

Same page, same line, change the word "houses" to "house."

Same page, line 12 change the word "engines" to "engine."

Same page, line 18, change the word "houses" to "house."

Page 3, line 3, underscore the figure "1."

Same page, line 7, underscore the figure "2."

Same page, line 11, underscore the figure "3."

Same page, line 13, insert the figure "1" in brackets and underscore the first letter "a."

Same page, line 14, insert the figure "2" in brackets and underscore the letter "b."

Same page, line 15, insert the figure "3" in brackets and underscore the letter "c."

Same page, line 17, insert the figure "4" in brackets and underscore the letter "d."

Same page, line 24, inclose in brackets the words "or sites (not exceeding three)."

Same page, same line, after the first word "for" insert the word "an" and underscore it.

Same page, same line change the word "houses" to "house."

Same page, same line, strike out the word "sites" and insert the word "site."

Same page, line 26, inclose in brackets the words "or houses."

Page 4, line 6, underscore the letter "e."

J. S. FOWLER,

Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Phillips, Int. No. 605 entitled "An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers" (No. 668), retaining its place on the order of second reading, reported in favor of the passage of the same with the following amendment:

Page 2, line 13, strike out the word "or" and insert the word "and."

J. S. FOWLER,
Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. McKinney, Rec. No. 36 entitled "An act to amend section 327 of the Village Law in relation to the dissolution of villages" (No. 201), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Wilcox, Rec. No. 28 entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Waterloo, Seneca county, New York'" (No. 86), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Griffiths, Int. No. 685 entitled "An act to amend section 11 of chapter 388 of the Laws of 1854, entitled 'An act to incorporate the village of Lyons,' relative to the election of the police justice" (No. 760), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Cooley, Int. No. 739 entitled "An act to amend section 1 of title 5 and section 1 of title 4 of chapter 1818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester'" (No. 844), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which

was referred the bill introduced by Mr. H. Wilson, Int. No. 150 entitled "An act to make the office of clerk of the county of Kings a salaried office and regulating the management of said office" (No. 150), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, section 2, line 3, after the word "expert" insert the words "of records."

Same page, same section, line 6, after the word "dollars" insert the words "one secretary fifteen hundred dollars."

Same page, same section, line 8, after the first word "dollars" insert the words "three index clerks twelve hundred dollars."

Same page, same section, same line, strike out the last word in the line "one" and insert the word "two."

Same page, same section, line 9, after the word "dollars" insert the words "one chief of old records eleven hundred dollars; two assistant old record clerks one thousand dollars; three custodians each one thousand dollars."

Same page, same section, same line, insert the letter "s" on end of word "messenger."

Same page, same section, line 10, after the word "dollars" insert the words "the county clerk may also appoint as many copyists and recording clerks as in his judgment may be necessary for the proper conduct of the office."

GEORGE W. DOUGHTY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 171 entitled "An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office" (No. 171), reported the same with the following amendments, and request that said bill be recommitted to said committee.

Page 1, section 1, line 4, after the word "which" insert the word "compensation."

Same page, same section, line 5, after the word "percentages" strike out the balance of line 5, and all of lines 6, 7 and 8.

Same page, same section, same line, after the word "percentages" insert the words "services and duties performed by said sheriff of whatsoever nature, including the transporting of prisoners, certifying the number of convictions for crimes to the secretary of state and for all other services performed by him either for the state of New York or for the city of New York or the county of Kings or for all other services and duties of every kind and nature whatsoever, imposed upon said sheriff by any provisions of law and performed by him."

Page 2, section 2, line 2, after the word "follows" strike out remainder of line 2 and all of lines 3 to 19, inclusive.

Same page, same section, same line, after the word "follows" insert the words "The under sheriff, six thousand dollars, chief clerk, two thousand five hundred dollars, assistant clerk two thousand dollars, equity clerk two thousand dollars, assistant equity clerk, one thousand eight hundred dollars, eight deputy sheriffs each two thousand two hundred dollars, accountant fifteen hundred dollars, secretary fifteen hundred dollars, eight assistant sheriffs each one thousand dollars, jail warden three thousand dollars, deputy jail warden two thousand dollars, eight keepers of jail, each one thousand two hundred dollars, book-keeper of jail one thousand five hundred dollars, three matrons of jail each one thousand dollars, five prison van drivers, each, one thousand dollars, three cleaners, each, seven hundred and fifty dollars, three cooks each, three hundred dollars, one laundress, two hundred and fifty dollars. The sheriff shall employ a counsel at a salary not to exceed five thousand dollars per annum. After the expiration of the term of office of each sheriff of the county of Kings the board of estimate and apportionment of the city of New York is hereby authorized to audit and allow as charges against said city the reasonable costs and counsel fees paid or incurred by said sheriff after the expiration of his term of office in prosecuting or defending any actions or proceedings brought by or against him for any alleged act or omission or misconduct in his official capacity by virtue or color of his office, but said sum so audited and allowed shall not exceed five thousand dollars for any one year or be audited and allowed for a longer period than two years after the expiration of his term of office."

§ 3. The board of estimate of the city of New York shall provide for the foregoing salaries annually and shall estimate for the care and maintenance of vans, horses, and other necessary property, and the feeding of prisoners, which shall be a charge upon the city of New York and the said expenses shall be a city and county expense. No bills for vans, horses, feed, et cetera, and the feeding of prisoners shall be paid by the comptroller of

the city of New York except upon certification of such bills by the sheriff or under sheriff or the jail warden appointed by the sheriff of Kings county. The board of estimate and apportionment shall purchase the necessary vans, horses, and other personal property and provide for the care and maintenance thereof; and may purchase the same from the outgoing sheriff at a price to be agreed upon, not exceeding in the aggregate the sum of five thousand dollars. In case the board of estimate and apportionment shall not be able to purchase said property at a price approved of by the comptroller of the city of New York, then the necessary property shall be purchased in the same manner as other city property."

Page 3, section 4, line 8, strike out the word "deputy" and insert the word "under."

Same page, same section, line 11, strike out the word "deputy" and insert the word "under."

Same page, same section, line 13, strike out the word "subject" and insert the word "liable."

Same page, section 5, line 17, after the word "Kings" insert the words "or under sheriff or any deputies or subordinates."

Page 4, section 6, line 1, after the word "duties" place a period, and after the word "duties" strike out the remainder of line 1 and all of line 2 and insert the words "The sheriff of the county of Kings is hereby authorized and empowered to receive from any clerk and employe or subordinate, other than those required to give bond in this act, such security for the faithful performance of his duty as he shall deem necessary and proper."

GEORGE W. DOUGHTY,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 151, entitled "An act to make the office of register of the county of Kings a salaried office and regulating the management of said office" (No. 151), reported the same, with the following amendments, and request that said bill be recommitted to said committee:

Page 2, strike out all after the word "follows" on line 2, down to and including the word "dollars" on line 14, and insert in place thereof the words "the deputy register, five thousand dollars; the assistant deputy register, twenty-five hundred dollars;

one expert of records, three thousand dollars; one bookkeeper, fifteen hundred dollars; one mailing clerk, twelve hundred dollars; chief clerk of records, eighteen hundred dollars; one entry clerk, fifteen hundred dollars; one tickler clerk, fifteen hundred dollars; one chattel mortgage clerk, fifteen hundred dollars; one assistant chattel mortgage clerk, twelve hundred dollars; one satisfaction clerk, twelve hundred dollars; chief block index clerk, eighteen hundred dollars; chief current index clerk, eighteen hundred dollars; chief clerk of copyists, eighteen hundred dollars; seven assistant index clerks, twelve hundred dollars each; three abstract clerks, twelve hundred dollars each; four comparers, twelve hundred dollars each; two custodians, one thousand dollars each; one secretary, fifteen hundred dollars; one coat room man, seven hundred and twenty dollars; six messengers, eight hundred dollars each. The register may also appoint as many copyists and recording clerks as in his judgment may be necessary for the proper conduct of the office."

Page 7, line 6, strike out the number "11" and insert the number "12."

Same page, line 8, strike out the number "12" and insert the number "13."

GEORGE W. DOUGHTY,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

The bill (No. 388) entitled "An act to extend the time of the Little Falls, Van Hornesville and Otsego Lake Narrow Gauge Railroad Company to begin the construction of its road and expend thereon 10 per centum of the amount of its capital and finish and put the same in operation" (Int. No. 373), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 72) entitled "An act in relation to the construction, maintenance and operation of railroads upon Ashland place, in the borough of Brooklyn, in the city of New York" (No. 72), was read the second time.

On motion of Mr. Blackwell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 813) entitled "An act to enable the Larchmont Horse Railroad Company to discontinue the use of its tracks in a part of Larchmont avenue, formerly known as Collins avenue, and to remove the same" (Int. No. 717), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 229) entitled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws, relative to vinegar,' " (Int. No. 229, having been announced for a second reading,

On motion of Mr. Dusenbery, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 524) entitled "An act to repeal title 5 of chapter 15 of part 1 of the Revised Statutes, in relation to the Lewiston school fund, and to repeal chapter 152 of the Laws of 1892, amendatory thereof, and to provide for the conversion of the fund created by said laws into money, and the disposition of the same " (Int. No. 488), was read the second time.

On motion of Mr. Leggett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 751) entitled "An act to amend the Railroad Law, in relation to street surface railroad corporations acquiring real estate " (Int. No. 676), having been announced for a second reading,

On motion of Mr. M. E. Lewis, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 821) entitled "An act to amend the Legislative Law, in relation to the drafting of bills, and reappropriating a portion of an unexpended balance for such purpose " (Int. No. 725), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 772) entitled "An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations " (Int. No. 163), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 722) entitled "An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 111), was read the third time, having been printed and upon the desks of the members in its final form for at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hallock	McInerney	Rogers
Adler	DeGraw	Halpin	McKeown	Ross
Allds	Delaney	Hanford	McMillan	Salyerds
Allston	Dickey	Harburger	Meister	Sanders
Axtell	Dempsey	Harris	Morgan	Scanlon
Babcock	Dickinson	Hasenflug	Nye	Schneider
Baker	Dooling	Hatch	O'Brien	Seymour
Baum	Doughty	Henry	O'Connell	Sherer
Bell	Duross	Hitchcock	Orr	Smith A R
Bennet	Dusinbery	Holsten	Patton	Smith J E
Blackwell	Egan	Hyman	Phillips	Smith J T
Bradley	Ellis	Juengst	Platt	Smith S W
Brill	Fancher	Kaiser	Poth	Snyder
Brooks	Fish	Keenan	Price	Stevens
Bryan	Fisher	Kelly	Prince	Swarts
Burnett	Fitzgerald	Knipp	Reilley	Swift
Cadin	Fordyce	Leggett	Remsen	Thorn
Conger	Fowler	Lewis M E	Reynolds	Ulmann
Cooley	Frisbie	Lewis T D	Richter	Vacheron
Coons	Gardiner R	Lynn	Rider	Van Name
Costello	Gardner C J	Mains	Rierdon	Walrath
Cotton	Geoghan	Mansfield	Robinson	Weekes
Coughtry	Graeff	Mathews	Rodenbeck	Wilson H
Darrison	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 774) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Joseph C. Farmer against the State of New York " (Int. No. 133), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hatch	O'Brien	Schneider
Ahern	Delaney	Henry	O'Connell	Seymour
Allds	Dickey	Holsten	Orr	Sherer
Apgar	Dickinson	Honeck	Patton	Smith A R
Axtell	Dooling	Irwin	Phipps	Smith J E
Baker	Doughty	Kaiser	Plank	Smith J L
Bedell	Duross	Kelly	Platt	Smith J T
Bell	Egan	Kelsey	Price	Smith S W
Blackwell	Everett	Knipp	Prince	Snyder
Bradley	Fancher	Leggett	Rainey	Stevens
Brill	Fisher	Lewis T D	Reilley	Sullivan
Bruckner	Fitzpatrick	Lynn	Remsen	Swift
Bryan	Fordyce	Mains	Richter	Thorn
Burns	Frisbie	Marson	Rider	Treat
Cadin	Galbraith	Mathews	Rierdon	Ulmann
Cook	Gardner C J	McKeown	Roberts	Vacheron
Cooley	Griffith	McMillan	Rodenbeck	Waite
Costello	Hallock	McQuade	Ross	Walrath
Cotton	Halpin	Meister	Ruehl	Weber
Coughtry	Hanford	Morgan	Salyerds	Wilson H
Darrison	Harburger	Nye	Sanders	Wilson W H
Davis	Harris			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 773) entitled "An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants,' relative to exemption from examination" (Int. No. 386), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hammond	McMillan	Rogers
Ahern	DeGraw	Hanford	McQuade	Ross
Allston	Delaney	Harris	Meister	Ruehl
Apgar	Dempsey	Hasenflug	Morgan	Salyerds
Axtell	Dickey	Hatch	Nye	Sanders
Babcock	Dickinson	Hawkins	O'Brien	Scanlon
Baker	Dooling	Henry	O'Connell	Seymour
Baum	Duross	Hitchcock	O'Malley	Sherer
Bell	Dusinbery	Holsten	Orr	Smith A R
Bennet	Egan	Hyman	Patton	Smith J E
Blackwell	Ellis	Irwin	Phipps	Smith J T
Bradley	Everett	Juengst	Plank	Smith S W
Brill	Fancher	Keenan	Platt	Smith W H
Brooks	Fish	Kelly	Poth	Snyder
Bryan	Fisher	Knipp	Price	Sullivan
Burnett	Fitzgerald	Landon	Prince	Swarts
Burns	Fitzpatrick	Leggett	Rainey	Thorn
Cadin	Fordyce	Lewis M E	Remsen	Traub
Conger	Frisbie	Lewis T D	Reynolds	Ulmann
Cook	Galbraith	Lynn	Richter	Vacheron
Coons	Gardiner R	Mains	Rider	Waite
Costello	Gardner C J	Mansfield	Rierdon	Walrath
Cotton	Geoghan	Marson	Roberts	Weber
Coughtry	Graeff	Mathews	Robinson	Wilson H
Daly	Hallock	McInerney	Rodenbeck	Wilson W H
Darrison	Halpin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 777) entitled "An act reappropriating money and making an appropriation for the maintenance of the New York State Reformatory for Women at Bedford, also making an appropriation for said institution" (Int. No. 309), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }
 { NOES 00 }

Those who voted in the affirmative, were

Adler	Davis	Halpin	Meister	Salyerds
Ahern	DeGraw	Hanford	Morgan	Sanders
Allds	Delaney	Harris	Nye	Scanlon
Allston	Dempsey	Hasenflug	O'Brien	Schneider
Apgar	Dickey	Hatch	O'Connell	Seymour
Axtell	Dickinson	Henry	O'Malley	Sherer
Baker	Dooling	Hitchcock	Orr	Smith A R
Baum	Duross	Holsten	Phillips	Smith J E
Bedell	Dusinbery	Honeck	Phipps	Smith J L
Bell	Egan	Irwin	Plank	Smith J T
Bennet	Everett	Juengst	Platt	Smith W H
Bradley	Fancher	Kaiser	Price	Snyder
Brill	Fish	Keenan	Prince	Sullivan
Brocks	Fisher	Kelsey	Rainey	Swarts
Bryan	Fitzgerald	Knipp	Reilley	Swift
Burns	Fitzpatrick	Landon	Remsen	Traub
Cadin	Fowler	Lewis M E	Reynolds	Treat
Conger	Frisbie	Lewis T D	Richter	Vacheron
Cook	Galbraith	Lynn	Rider	Van Name
Cooley	Gardiner R	Mains	Rierdon	Waite
Costello	Geoghan	Marson	Robinson	Walrath
Cotton	Graeff	McInerney	Rodenbeck	Weekes
Coughtry	Griffith	McKeown	Rogers	Wilson H
Daly	Hallock	McMillan	Ross	Wilson W H
Darrison				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 776) entitled "An act to reappropriate the unexpended balance of the appropriation for the improvements of the Erie, the Champlain and the Oswego canals" (Int. No. 398), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 118 }
} NOES 2 }

Those who voted in the affirmative, were

Adams	Cotton	Galbraith	Lewis T D	Rierdon
Adler	Coughtry	Gardiner R	Mains	Robinson
Allds	Daly	Gardner C J	Mansfield	Rogers
Allston	Darrison	Geoghan	Marson	Ross
Appar	Davis	Graeff	Mathews	Salyerds
Axtell	DeGraw	Griffith	McInerney	Sanders
Babcock	Delaney	Hallock	McKeown	Scanlon
Baum	Dickey	Hammond	McMillan	Seymour
Bedell	Dickinson	Hanford	McQuade	Smith A R
Bell	Dooling	Harburger	Morgan	Smith J E
Bennet	Doughty	Hasenflug	Nye	Smith J L
Blackwell	Duross	Henry	O'Brien	Snyder
Bradley	Dusinbery	Hitchcock	O'Connell	Stevens
Brill	Egan	Honeck	Orr	Swarts
Brooks	Ellis	Hyman	Patton	Swift
Bryan	Everett	Irwin	Phipps	Thorn
Burnett	Fancher	Juengst	Plank	Traub
Burns	Fish	Kaiser	Poth	Ulmann
Cadin	Fisher	Keenan	Prince	Vacheron
Conger	Fitzgerald	Kelly	Rainey	Waite
Cook	Fitzpatrick	Knipp	Remsen	Walrath
Cooley	Fordyce	Landon	Richter	Weekes
Coons	Fowler	Leggett	Rider	Wilson H
Costello	Frisbie	Lewis M E		

Those who voted in the negative, were

Hatch Smith S W

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein,

The bill (No. 767) entitled "An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce" (Int. No. 70), having been announced for a third reading,

Mr. M. E. Lewis moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 2, line 9, insert the words "and fourth" after the word "third."

On motion of Mr. M. E. Lewis, and by unanimous consent, said bill, together with said amendment was ordered placed on the third reading calendar for Monday next.

The bill (No. 260) entitled "An act for the relief of the Association for the improved instruction of deaf-mutes in the city of New York, and to authorize the change of a certain lease made by the mayor, aldermen and commonalty of the city of New York to the Association for the improved instruction of deaf-mutes to a grant to said association, and to authorize the sale, letting, or mortgaging of the property covered thereby, by the said association" (Rec. No. 21), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Mathews	Robinson
Adler	Daly	Hallock	McInerney	Rogers
Allds	Davis	Halpin	McKeown	Ross
Allston	DeGraw	Harburger	McMillan	Ruehl
Apgar	Delaney	Harris	McQuade	Salyerds
Babcock	Dempsey	Hasenflug	Morgan	Sanders
Baker	Dickey	Hatch	Nye	Schneider
Baum	Dickinson	Hawkins	O'Brien	Seymour
Bedell	Doolling	Hitchcock	O'Connell	Sherer

Bennet	Duross	Holsten	O'Malley	Smith A R
Blackwell	Dusinbery	Honeck	Orr	Smith J E
Brill	Egan	Hyman	Phillips	Smith J T
Brooks	Ellis	Irwin	Phipps	Smith S W
Bryan	Fancher	Juengst	Plank	Snyder
Burnett	Fish	Keenan	Poth	Sullivan
Burns	Fisher	Kelly	Price	Swift
Cadin	Fitzgerald	Knipp	Prince	Traub
Conger	Fitzpatrick	Leggett	Rainey	Treat
Cook	Fordyce	Lewis M E	Remsen	Vacheron
Cooley	Frisbie	Lewis T D	Reynolds	Waite
Coons	Galbraith	Lynn	Rider	Weber
Costello	Gardner C J	Mains	Rierdon	Wilson H
Cotton	Geoghan	Mansfield	Roberts	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 108) entitled "An act authorizing the comptroller of the city of New York to cancel certain taxes levied upon property used by the Peabody Home for Aged and Indigent Women, in the city of New York" (Int. No. 22), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }
 { NOES 3 }

Those who voted in the affirmative, were

Adams	Delaney	Hawkins	Meister	Ruehl
Adler	Dempsey	Henry	Morgan	Sanders
Allds	Dickey	Hitchcock	O'Brien	Schneider
Allston	Dickinson	Honeck	O'Connell	Seymour
Axtell	Dooling	Hyman	O'Malley	Sherer
Babcock	Duross	Irwin	Patton	Smith A R
Baker	Dusinbery	Juengst	Phillips	Smith J E

Bedell	Egan	Keenan	Phipps	Smith J L
Bell	Everett	Kelly	Plank	Smith S W
Bennet	Fancher	Kelsey	Platt	Smith W H
Bradley	Fisher	Knipp	Poth	Stevens
Brill	Fitzgerald	Landon	Prince	Swarts
Brooks	Fitzpatrick	Leggett	Rainey	Swift
Bryan	Fowler	Lewis T D	Reilley	Thorn
Burnett	Frisbie	Lynn	Remsen	Treat
Cadin	Galbraith	Mains	Richter	Ulmann
Conger	Gardner C J	Mansfield	Rider	Vacheron
Cook	Graeff	Marson	Roberts	Van Name
Coons	Griffith	Mathews	Robinson	Walrath
Costello	Hallock	McInerney	Rodenbeck	Weber
Cotton	Hammond	McKeown	Rogers	Weekes
Daly	Harburger	McMillan	Ross	Wilson W H
Darrison	Harris			

Those who voted in the negative, were

Cooley Davis Hatch

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. Darrison called up the bill (No. 130) entitled "An act to permit qualification and examination of dental students engaged in the study of dentistry under private preceptorship on May 12, 1892, who failed to file the certificate required by chapter 528 of the Laws of 1892, under the same conditions as if such certificate had been filed " (Int. No. 130), heretofore laid aside on the order of third reading.

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths present.

{ AYES 129 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Griffith	Mathews	Ruehl
Adler	Darrison	Hallock	McMillan	Salyerds
Ahern	Davis	Halpin	McQuade	Sanders
Allds	DeGraw	Hammond	Meister	Scanlon
Allston	Delaney	Hanford	Morgan	Schneider
Apgar	Dickey	Harburger	Nye	Sperer
Axtell	Dickinson	Harris	O'Brien	Smith J E
Babcock	Dooling	Hasenflug	O'Connell	Smith J L
Baker	Doughty	Hawkins	O'Malley	Smith J T
Bedell	Duross	Henry	Orr	Smith W H
Bell	Dusinbery	Hitchcock	Patton	Snyder
Bennet	Egan	Holsten	Phipps	Stevens
Blackwell	Ellis	Honeck	Plank	Swarts
Bradley	Everett	Hyman	Platt	Swift
Brill	Fancher	Juengst	Poth	Thorn
Brooks	Fish	Keenan	Price	Traub
Bruckner	Fisher	Kelly	Prince	Treat
Bryan	Fitzgerald	Knipp	Rainey	Ulmann
Burnett	Fitzpatrick	Landon	Reilley	Vacheron
Cadin	Fordyce	Leggett	Remsen	Van Name
Conger	Fowler	Lewis T D	Richter	Waite
Cooley	Frisbie	Lynn	Rierdon	Walrath
Coons	Galbraith	Mains	Roberts	Weber
Costello	Gardner C J	Mansfield	Rodenbeck	Weekes
Cotton	Geoghan	Marson	Rogers	Wilson H
Coughtry	Graeff	McInerney	Ross	

Ordered. That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill (No. 14) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith, against the State for damages alleged to have been sustained by her, and to render judgment therefor" (Int. No. 14), with a message that they have concurred in the passage of the same.

Ordered. That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment Assembly bill No. 482 entitled "An act creating the office of public trustee in

the village of Peekskill in the county of Westchester" (Int. No. 6), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *February 14, 1901.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 174 entitled "An act to authorize the purchase of a site for, and the erection thereon of, a town-house in and for the town of Wheatfield in Niagara county, New York, with certain moneys belonging to said town" (Int. No. 186).

B. B. O'DELL, JR.

On motion of Mr. M. E. Lewis, the House adjourned.

MONDAY, FEBRUARY 18, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edward Griffin Selden.

On motion of Mr. Allds, the reading of the journal of Friday, February 15th, was dispensed with and the same was approved.

Mr. Harburger offered for the consideration of the House, a resolution in the words following:

Resolved, That the Attorney-General be requested to furnish to the Assembly, on or before March 1, 1901, an opinion as to the right of any member of the Legislature to receive money from the State for any services rendered in addition to the salary paid him for his services as a legislator.

Said resolution having given rise to debate,

Ordered, That said resolution be laid upon the table.

Mr. Harburger offered for the consideration of the House, a resolution in the words following:

Whereas, Bishop Potter and various committees have been instituting anti-vice crusades in the city of New York, and

Whereas, It is commonly known that the Raines Liquor Tax Law is a producer of vice and immorality, and is mainly the cause of corrupt influence throughout the State, and

Whereas, In order to get the truthful and classified statistics of the number of Raines Law hotels, dives and disreputable resorts in all of the counties of the State where liquor tax certificates are granted, be it

Resolved, That Commissioner Henry H. Lyman, State Commissioner of Excise, be requested to furnish, on or before the final adjournment of the Legislature, a list of these liquor tax holders who are inimical to public interests.

Said resolution giving rise to debate.

Ordered, That the same be laid upon the table.

Mr. Speaker presented the annual financial report of the Comptroller Relating to the Canal; which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Tenement House Commission, reported under chapter 279 of the Laws of 1900; which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Society for the Protection of Destitute Roman Catholic Children at the city of Buffalo; which was laid upon the table and ordered printed.

(See Document.)

Mr. John A. Weekes, Jr., was granted leave of absence until Tuesday, February 19th.

The privileges of the floor were granted to Mr. Fallows, a former member of the House.

Mr. Allds introduced a bill entitled "An act making an appropriation for the New York State Woman's Relief Corps Home at Oxford" (Int. No. 891), which was read the first time and referred to the committee on ways and means.

Mr. Apgar introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Thomas W. Tompkins against the State, on ac-

count of a certificate issued to him pursuant to chapter 176 of the Laws of 1859 " (Int. No. 892), which was read the first time and referred to the committee on claims.

Mr. Bennet introduced a bill entitled "An act providing that the police commissioners of the city of New York in their discretion may reappoint Eugene Thompson, an ex-policeman of the first grade, of the city of New York, who resigned from said police department May 1, 1882 " (Int. No. 893), which was read the first time and referred to the committee on affairs of cities.

Mr. Burnett introduced a bill entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' relative to conduits, a lighting system, the construction of walks and keeping the same free of obstructions " (Int. No. 894), which was read the first time and referred to the committee on affairs of cities.

Mr. Mains introduced a bill entitled "An act to provide for a police pension fund for the police force of the city of Mt. Vernon " (Int. No. 895), which was read the first time and referred to the committee on affairs of cities.

Mr. Vacheron introduced a bill entitled "An act to make the office of clerk of the county of Queens a salaried office, and regulating the management of said office " (Int. No. 896), which was read the first time and referred to the committee on internal affairs.

Mr. Sherer introduced a bill entitled "An act to amend chapter 955 of the Laws of 1896, entitled 'An act for the protection and education of farmers and manufacturers in the purchase and sale of fertilizers,' by excepting products obtained from the earth or water of this State from the provisions of the said act " (Int. No. 897), which was read the first time and referred to the committee on general laws.

Mr. Reilly introduced a bill entitled "An act to amend the Greater New York charter, by inserting therein a new section, to be known as section 1385, in relation to actions for penalties " (Int. No. 898), which was read the first time and referred to the committee on affairs of cities.

Mr. Vacheron introduced a bill entitled "An act to produce equality of taxation in the borough of Queens and city of New York in respect to the taxes in said borough for the years 1898 and 1899" (Int. No. 899), which was read the first time and referred to the committee on affairs of cities.

Mr. Price introduced a bill entitled "An act in respect to military instruction in the public and high schools in cities of the first and second class" (Int. No. 900), which was read the first time and referred to the committee on public education.

Mr. Hitchcock introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to close season for black bass" (Int. No. 901), which was read the first time and referred to the committee on fisheries and game.

Mr. Vacheron introduced a bill entitled "An act legalizing the action of the board of supervisors of the county of Queens, in relation to a certain contract for the sprinkling of the country roads of said county" (Int. No. 902), which was read the first time and referred to the committee on internal affairs.

Mr. Morgan introduced a bill entitled "An act providing that in cities containing a population of one million or more inhabitants, the election of delegates to national, State and certain judicial conventions, and the nominations of public officers to be voted for wholly within such cities, shall be by direct vote of the electors therein" (Int. No. 903), which was read the first time and referred to the committee on the judiciary.

Mr. Mains introduced a bill entitled "An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' and to provide for the appointment and compensation of public officers in the city of Yonkers" (Int. No. 904), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Halpen introduced a bill entitled "An act to amend section 395 of an act entitled 'An act to establish a Code of Criminal Procedure,' passed June 1, 1881" (Int. No. 905), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. Stevens introduced a bill entitled "An act to provide for the construction of an addition to the Northern New York Institution for Deaf-Mutes at Malone, and making an appropriation therefor" (Int. No. 906), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Mathews introduced a bill entitled "An act to amend the Real Property Law, in relation to the husband's interest in real property of a wife dying intestate" (Int. No. 907), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. S. W. Smith introduced a bill entitled "An act making various reappropriations for the House of Refuge for Woman at Hudson" (Int. No. 908), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Reynolds introduced a bill entitled "An act to regulate street railroad fare in certain cities and to provide for transfers" (Int. No. 909), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. Delaney introduced a bill entitled "An act to amend sections 1526, 1527 and 1528 of the Greater New York charter, and to establish a department of public printing for the city of New York" (Int. No. 910), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. S. W. Smith introduced a bill entitled "An act for the relief of the county of Columbia, relative to the collection of uncollected taxes therein of the years 1890, 1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899 and 1900, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed" (Int. No. 911), which was read the first time and referred to the committee on internal affairs.

The Senate sent for concurrence the bill No. 469, entitled "An act to amend the Public Health Law, creating a State department of health and the office of commissioner of health, and abolishing the State board of health (Rec. No. 45), which was read the first time.

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hanford	McKeown	Ruehl
Ahern	DeGraw	Harburger	McMillan	Salverds
Allds	Delaney	Hasenflug	Meister	Sanders
Allston	Dickey	Hatch	Morgan	Schneider
Axtell	Dickinson	Hawkins	O'Brien	Seymour
Baker	Doughty	Henry	O'Connell	Smith A R
Baum	Duross	Hitchcock	Orr	Smith J E
Bedell	Dusinbery	Honeck	Patton	Smith J L
Bell	Egan	Hyman	Phipps	Smith J T
Blackwell	Everett	Irwin	Plank	Smith S W
Bradley	Fish	Juengst	Platt	Smith W H
Brill	Fisher	Keenan	Poth	Stevens
Brooks	Fitzpatrick	Kelly	Price	Sullivan
Bryan	Fordyce	Knipp	Prince	Swift
Burnett	Fowler	Landon	Rainey	Traub
Burns	Frisbie	Leggett	Remsen	Treat
Conger	Gardiner R	Lewis M E	Richter	Ulmann
Cook	Gardner C J	Lewis T D	Rider	Vacheron
Cooley	Geoghan	Mains	Rierdon	Van Name
Costello	Griffith	Mansfield	Robinson	Walrath
Cotton	Hallock	Marson	Rodenbeck	Weekes
Daly	Hammond	Mathews	Rogers	Wilson H
Darrison				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 82 of chapter 683 of the Laws of 1892, known as the Executive Law, with respect to notaries public acting in more than one county" (No. 506, Rec. No. 46), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council" (No. 49, Rec. No. 47), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expense of providing proper police protection for the grounds of the Pan-American Exposition" (No. 411, Rec. No. 48), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 2562 of the Code of Civil Procedure, relative to additional allowance in settling accounts in Surrogate's Court" (No. 12, Rec. No. 49), which was read the first time and referred to the committee on codes.

"An act to authorize a further appropriation for the maintenance of the Metropolitan Museum of Art in the Central park in the city of New York" (No. 488, Rec. No. 50), which was read the first time, and referred to the committee on affairs of cities.

"An act making appropriation for certain expenditures of the inspector of gas meters, made by him in pursuance of law, during the year 1900" (No. 88, Rec. No. 51), which was read the first time and referred to the committee on ways and means.

"An act to authorize and direct St. Paul's Church, in Buffalo, to set apart certain funds as a permanent endowment fund, and to restrict the use and investment thereof" (No. 481, Rec. No. 52), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mt. Vernon,' relating to city officers and official newspapers" (No. 465, Rec. No. 43), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 416 of the Laws of 1893, entitled 'An act in relation to the city court of Yonkers'" (No. 421, Rec. No. 54), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law, relative to the taking of wild moose, elk, caribou or antelope" (No. 478, Rec. No. 55), which was read the first time and referred to the committee on fisheries and game.

"An act to amend the Forest, Fish and Game Law, in relation to the taking of web-footed wild fowl, grebe and bittern and wild birds" (No. 483, Rec. No. 56), which was read the first time and referred to the committee on fisheries and game.

"An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into and to audit and allow the claim of Margaret F. Tyson, as executrix of the goods, chattels and credits of Isaac C. Tyson, deceased, for legal fees and expenses, against the city of New York" (No. 210, Rec. No. 57), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law, relative to hounding deer" (No. 307, Rec. No. 58), which was read the first time and referred to the committee on fisheries and game.

"An act to amend the Forest, Fish and Game Law, relative to the taking of fawns" (No. 385, Rec. No. 59), which was read the first time and referred to the committee on fisheries and game.

"An act to amend the Forest, Fish and Game Law, relative to close season for woodcock" (No. 476, Rec. No. 60), which was read the first time and referred to the committee on fisheries and game.

"An act to amend chapter 326 of the Laws of 1895, entitled 'An

act to provide for the incorporation of associations for lending money on personal property and to forbid certain loans of money, property or credit' " (No. 482, Rec. No. 61), which was read the first time and referred to the committee on the judiciary.

"An act to amend section 87 of chapter 53 of the Laws of 1897, entitled 'An act to revise the charter of the city of Auburn' and the several acts amendatory thereof" (No. 498, Rec. No. 62), which was read the first time and referred to the committee on affairs of cities.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to enable the Larchmont Horse Railway Company to discontinue the use of its tracks in a part of Larchmont avenue, formerly known as Collins avenue, and to remove the same. (No. 813, Int. No. 717.)

"An act to extend the time of the Little Falls, Van Hornesville and Otsego Lake Narrow Gauge Railroad Company to begin the construction of its road and expend thereon 10 per cent. of the amount of its capital and finish and put the same in operation." (No. 388, Int. No. 373.)

"An act in relation to the construction, maintenance and operation of railroads upon Ashland place, in the borough of Brooklyn, in the city of New York." (No. 72, Int. No. 72.)

"An act to repeal title 5 of chapter 15 of part 1 of the Revised Statutes in relation to the Lewiston school fund, and to repeal chapter 152 of the Laws of 1892, amendatory thereof, and to provide for the conversion of the fund created by said laws into money, and the disposition of the same." (No. 524, Int. No. 488.)

"An act to make provision for the purchase and binding of books for certain judicial libraries in the First Judicial Department." (No. 882, Int. No. 771.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 772) entitled "An act to amend chapter 416 of the Laws of 1898, entitled 'An act to protect navigation in certain

tide waters within the State of New York,' relative to the diversion of water by municipal corporations" (Int. No. 163), reported the same with the following recommendations:

Page 2, line 3, strike out the word "ton" and insert the word "tons."

Same page, line 24, strike out the words "two new sections are hereby added to said act" and insert the words "Said chapter is hereby amended by adding thereto a new section."

Same page, line 25, insert a comma after the word "seven" also strike out the words "and eighty and."

Page 3, line 1, strike out the word "hereby" and insert the words "which may be."

Same page, line 2, after the words "New York" insert the words "under the provisions of this act."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the bills entitled as follows:

"An act to provide for the acquisition and improvement by the city of Troy of certain lands in said city for public park purposes." (No. 542, Int. No. 175.)

"An act for the reincorporation of the New York African Society for Mutual Relief." (No. 328, Int. No. 328.)

"An act to legalize the proceedings of the city of Buffalo had or taken for the purpose of paving a part of Bailey avenue in said city." (No. 386, Int. No. 371.)

"Concurrent resolution proposing an amendment to section 2 of article 3 of the Constitution, relative to the terms of office of members of the Assembly." (No. 221, Int. No. 221.)

"An act relating to certain assessments for the grading and paving of Sea Breeze avenue in the former town of Gravesend in the county of Kings." (No. 431, Int. No. 408.)

"An act to amend the Election Law relative to duties of county board of canvassers." (No. 443, Int. No. 420.)

"An act authorizing the board of estimate and apportionment

of the city of New York to audit and allow, and the comptroller of said city to pay to William Anderson, compensation for services rendered to said city in the department of finance, and in the law department, in the years 1899 and 1900 as an expert stenographer, in relation to matters in litigation in the borough of Queens." (No. 213, Int. No. 213.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Co., against the State for damages alleged to have been sustained by the said S. F. Hess & Co., and to render judgment therefor." (No. 369, Int. No. 354.)

"An act authorizing the county clerk to act as public administrator in counties where the office of county treasurer has been abolished." (No. 864, Int. No. 574.)

"An act to legalize the supplemental agreement between the Binghamton Railroad Company and the village of Lestershire." (No. 822, Int. No. 726.)

"An act to authorize and empower the town boards of the towns in Nassau county to preserve their records by causing the same to be recopied." (No. 674, Int. No. 611.)

"An act to amend the County Law, being chapter 18 of the general laws, relating to assistant district attorneys of Erie county." (No. 616, Int. No. 561.)

"An act to provide for compensation for services rendered, and for the reimbursements of moneys expended by the present sheriff of Nassau county for and in discharge of his official duties after the expiration of his present term of office." (No. 623, Int. No. 568.)

"An act authorizing and directing the comptroller of the city of New York to pay the claims of the members of the old board of assessors of the former city of Brooklyn for services rendered to the city of New York since January 1, 1898, as assessors of taxes and assessments, until the appointment of their successors under and pursuant to the charter of the Greater New York." (No. 785, Int. No. 689.)

"An act to amend chapter 198 of the Laws of 1883, entitled 'An

act to provide for the government of the city of Albany' as amended by chapter 286 of the Laws of 1891 in relation to buildings in said city." (No. 922, Int. No. 541.)

"An act to amend the Penal Code, in relation to unauthorized offers for sale of and unauthorized applications for loans upon real property." (No. 920, Int. No. 245.)

"An act to amend the Public Lands Law, relating to mining." (No. 921, Int. No. 392.)

"An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in Surrogate's Courts." (No. 919, Int. No. 57.)

"An act to amend chapter 369 of the Laws of 1900, entitled 'An act to establish the New York State Hospital for the Care of Crippled and Deformed Children', in relation to officers." (No. 923, Int. No. 586.)

"An act in relation to the Nyack Hospital in the county of Rockland." (No. 530, Int. No. 494.)

The bill (No. 733) entitled "An act to amend the Town Law, relative to the compensation of town officers" (Int. No. 657), having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 229) entitled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws, relative to vinegar'" (Int. No. 229), having been announced for a second reading,

On motion of Mr. Burnett, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 751) entitled "An act to amend the Railroad Law, in relation to street surface railroad corporations acquiring real estate" (Int. No. 676), having been announced for a second reading,

On motion of Mr. J. T. Smith, said bill was recommitted to the committee on railroads, retaining its place on the order of second reading.

The bill (No. 349) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof' in relation to general powers of commissioners as to the management of parks" (Int. No. 334), was read the second time.

On motion of Mr. Bell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 350) entitled "An act to amend section 1083 of chapter 378 of the Laws of 1897, being the Greater New York charter, relative to the department of education" (Int. No. 335), was read the second time.

On motion of Mr. Bell, said bill was placed on the order of third reading.

On motion of Mr. Bell, and by unanimous consent said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hawkins	Morgan	Scanlon
Adler	Delaney	Henry	O'Brien	Schneider
Ahern	Dempsey	Hitchcock	O'Connell	Seymour
Allds	Dickey	Holsten	O'Malley	Sherer
Allston	Dooling	Honeck	Orr	Smith A R
Apgar	Doughty	Hyman	Patton	Smith J E
Axtell	Dusinbery	Irwin	Phillips	Smith J L
Babcock	Ellis	Juengst	Phipps	Smith J T
Baker	Everett	Kaiser	Plank	Smith S W
Baum	Fancher	Keenan	Platt	Smith W H

Bedell	Fisher	Kelly	Price	Snyder
Bell	Fitzgerald	Kelsey	Prince	Stevens
Burnett	Fordyce	Knipp	Rainey	Sullivan
Blackwell	Frisbie	Landon	Remsen	Swift
Brill	Galbraith	Leggett	Reynolds	Thorn
Brooks	Gardiner R	Lewis M E	Richter	Traub
Bruckner	Gardner C J	Lewis T D	Rider	Treat
Bryan	Geoghan	Lynn	Rierdon	Ulmann
Burnett	Graeff	Mains	Roberts	Vacheron
Burns	Griffith	Mansfield	Robinson	Van Name
Conger	Hallock	Marson	Rodenbeck	Waite
Cook	Halpin	Mathews	Rogers	Walrath
Coons	Hanford	McInerney	Ross	Weber
Costello	Harburger	McKeown	Ruehl	Weekes
Cotton	Harris	McMillan	Salverds	Wilson H
Coughtry	Hasenflug	McQuade	Sanders	Wilson W H
Darrison	Hatch	Meister		

Mr. Bell moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Gardiner R	Mansfield	Rierdon
Ahern	Daly	Gardner C J	Marson	Robinson
Allds	Darrison	Graeff	Mathews	Rogers
Allston	DeGraw	Griffith	McInerney	Ross
Apgar	Delaney	Hallock	McMillan	Salverds
Axtell	Dickey	Hammond	Meister	Scanlon
Babcock	Dickinson	Harburger	Nye	Seymour
Baker	Dooling	Hasenflug	O'Connell	Sherer
Bedell	Doughty	Hawkins	O'Malley	Smith J E
Bell	Duross	Hitchcock	Orr	Smith J T
Bennet	Dusinbery	Honeck	Patton	Smith S W
Bradley	Egan	Irwin	Phillips	Snyder
Brill	Ellis	Juengst	Plank	Swarts
Bruckner	Fancher	Kaiser	Platt	Thorn
Bryan	Fisher	Keenan	Poth	Traub

Burnett	Fitzgerald	Kelly	Prince	Ulmann
Burns	Fitzpatrick	Kelsey	Rainey	Van Name
Conger	Fordyce	Landon	Reilley	Walrath
Cook	Fowler	Leggett	Remsen	Weber
Cooley	Frisbie	Lewis T D	Reynolds	Weekes
Coons	Galbraith	Lynn	Rider	Wilson W H

On motion of Mr. Bell, said bill was referred to the committee on revision.

The bill (No. 844) entitled "An act to amend section 1 of title 5 and section 1 of title 4 of chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester'" (Int. No. 739), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 639) entitled "An act authorizing the board of estimate and apportionment of the city of New York, to take proof of the claims of laborers appointed to inspect hydrants, of the fire department of the late city of Brooklyn, for work, labor and services alleged to have been performed by them as such inspectors, and to allow it to pay the said laborers such compensation as it may deem just and proper" (Int. No. 584), which was read the second time.

On motion of Mr. DeGraw, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 584) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of health in the years 1899 and 1900, prior to the classification and preparation of municipal civil service eligible lists for the position of anti-toxin accountant in said department" (Int. No. 537), which was read the second time.

On motion of Mr. Fitzgerald, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 760) entitled "An act to amend section 11 of chapter 388 of the Laws of 1854, entitled 'An act to incorporate the

village of Lyons,' relative to the election of the police justice" (Int. No. 685), having been announced for a second reading,

Mr. Griffith moved to amend said bill as follows:

Page 2, line 19, strike out the word "one" and insert the word "two."

Same page, line 22, strike out the word "eight" and insert the word "six."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Griffith, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Griffith, said bill was reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 526) entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' as amended, relative to assessments" (Int. No. 490), was read the second time.

On motion of Mr. Knipp, said bill was placed on the order of third reading.

On motion of Mr. Knipp, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McKeown	Ross
Adler	Darrison	Hanford	McMillan	Ruehl
Ahern	Davis	Harburger	McQuade	Salyerds
Allds	Delaney	Harris	Meister	Sanders
Allston	Dempsey	Hasenflug	Morgan	Scanlon

Apgar	Dickey	Hatch	Nye	Schneider
Axtell	Dickinson	Hawkins	O'Brien	Seymour
Babcock	Dooling	Henry	O'Connell	Sherer
Baker	Doughty	Hitchcock	O'Malley	Smith A R
Baum	Duross	Holsten	Orr	Smith J E
Bedell	Dusinbery	Honeck	Patton	Smith J L
Bell	Egan	Hyman	Phillips	Smith J T
Bennet	Ellis	Irwin	Phipps	Smith S W
Blackwell	Everett	Juengst	Plank	Smith W H
Bradley	Fancher	Kaiser	Platt	Snyder
Brill	Fish	Keenan	Poth	Stevens
Brooks	Fisher	Kelly	Price	Swarts
Bruckner	Fitzgerald	Kelsey	Prince	Swift
Bryan	Fitzpatrick	Knipp	Rainey	Thorn
Burnett	Fordyce	Landon	Reilley	Traub
Burns	Fowler	Leggett	Remsen	Treat
Cadin	Frisbie	Lewis M E	Reynolds	Ulmann
Conger	Galbraith	Lewis T D	Richter	Vacheron
Cook	Gardiner R	Lynn	Rider	Van Name
Cooley	Gardner C J	Mains	Rierdon	Waite
Coons	Geoghan	Mansfield	Roberts	Weber
Costello	Graeff	Marson	Robinson	Weekes
Cotton	Griffith	Mathews	Rodenbeek	Wilson H
Coughtry	Hallock	McInerney	Rogers	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 313) entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments" (Int. No. 313), having been announced for a second reading,

On motion of Mr. S. W. Smith, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow next.

The Senate bill (No. 416) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (Rec. No. 29), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The Senate bill (No. 268) entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special

jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties" (Rec. No. 40), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading.

The Senate bill (No. 86) entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Waterloo, Seneca county, N. Y.'" (Rec. No. 38), was read the second time.

On motion of Mr. Fordyce, said bill was placed on the order of third reading.

The Senate bill (No. 201) entitled "An act to amend section 327 of the Village Law in relation to the dissolution of villages" (Rec. No. 36), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading.

The bill (No. 684) entitled "An act to amend the Agricultural Law, relative to small fruit packages and to repeal chapter 509 of the Laws of 1899" (Int. No. 406), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 142 }
 { NOES 00 {

Those who voted in the affirmative, were

Adams	Daly	Halpin	McMillan	Ruehl
Adler	Darrison	Hammond	McQuade	Salyerds
Ahern	Davis	Hanford	Meister	Sanders
Allds	DeGraw	Harburger	Morgan	Scanlon
Allston	Delaney	Harris	Nye	Schneider

Apgar	Dempsey	Hatch	O'Brien	Seymour
Axtell	Dickey	Hawkins	O'Connell	Sherer
Babcock	Dickinson	Henry	O'Malley	Smith A R
Baker	Dooling	Hitchcock	Orr	Smith J E
Baum	Doughty	Holsten	Patton	Smith J L
Bedell	Duross	Honeck	Phillips	Smith J T
Bell	Dusinbery	Irwin	Phipps	Smith S W
Bennet	Egan	Juengst	Plank	Smith W H
Blackwell	Ellis	Kaiser	Platt	Snyder
Bradley	Everett	Kelly	Poth	Stevens
Brill	Fancher	Kelsey	Price	Sullivan
Brooks	Fish	Knipp	Prince	Swarts
Bruckner	Fisher	Landon	Reilley	Swift
Bryan	Fitzgerald	Leggett	Remsen	Thorn
Burnett	Fitzpatrick	Lewis M E	Reynolds	Traub
Burns	Fordyce	Lewis T D	Richter	Vacheron
Cadin	Fowler	Lynn	Rider	Van Name
Conger	Frisbie	Mains	Rierdon	Waite
Cook	Galbraith	Mansfield	Roberts	Walrath
Cooley	Gardiner R	Marson	Robinson	Weber
Coons	Gardner C J	Mathews	Rodenbeck	Weekes
Costello	Geoghan	McInerney	Rogers	Wilson H
Cotton	Graeff	McKeown	Ross	Wilson W H
Coughtry	Griffith			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 766) entitled "An act to repeal section 41-x of the Penal Code, relating to the failure to file candidate's statement of election expenses" (Int. No. 452), having been announced for a third reading,

Mr. Kelsey moved to strike out the enacting clause.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Kelsey, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 41 }

Those who voted in the affirmative, were

Adams	Burns	Hanford	McKeown	Ruehl
Adler	Cadin	Harburger	McMillan	Seymour
Ahern	Coughtry	Hawkins	McQuade	Sherer
Allston	Daly	Hasenflug	Meister	Smith J T
Apgar	Darrison	Hitchcock	O'Connell	Smith S W
Babcock	DeGraw	Holsten	Plank	Smith W H
Baker	Delaney	Honeck	Platt	Sullivan
Baum	Dickey	Juengst	Price	Swift
Bedell	Doughty	Kaiser	Prince	Thorn
Bell	Egan	Keenan	Rainey	Traub
Bennet	Ellis	Kelly	Reilley	Ulmann
Blackwell	Everett	Knipp	Remsen	Vacheron
Bradley	Fitzgerald	Landon	Richter	Van Name
Brill	Geoghan	Leggett	Rider	Waite
Brooks	Graeff	Mathews	Rierdon	Weber
Bruckner	Halpin	McInerney	Robinson	

Those who voted in the negative, were

Allds	Fancher	Kelsey	Patton	Schneider
Axtell	Fish	Lewis M E	Phillips	Smith A R
Bryan	Fowler	Lewis T D	Phipps	Smith J L
Burnett	Galbraith	Mansfield	Poth	Snyder
Conger	Gardiner R	Morgan	Reynolds	Stevens
Costello	Griffith	Nye	Rogers	Swarts
Cotton	Hallock	O'Brien	Ross	Treat
Daly	Hammond	O'Malley	Salyerds	Walrath
Dickinson				

Mr. Bedell moved to reconsider the vote by which said bill was passed, and that that motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 767) entitled "An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce" (Int. No. 70), having been announced for a third reading,

Mr. Speaker announced the pending question, being upon the motion of Mr. M. E. Lewis to recommit said bill to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 2, line 9, insert the words "and fourth" after the word "third."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Morgan moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended, as follows:

Page 2, line 9, after the word "the" insert the word "second."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Weekes, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 821) entitled "An act to amend the Legislative Law, in relation to the drafting of bills, and reappropriating a portion of an unexpended balance for such purpose" (Int. No. 725), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	98	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Ellis	Irwin	O'Malley	Seymour
Ahern	Fancher	Keenan	Orr	Sherer
Allston	Fish	Kelly	Patton	Smith A R
Axtell	Fitzgerald	Kelsey	Phillips	Smith J E
Baker	Fordyce	Landon	Plank	Smith J L
Bedell	Fowler	Leggett	Platt	Smith J T
Burnett	Galbraith	Lewis M E	Price	Smith S W
Bradley	Gardiner R	Lewis T D	Rainey	Snyder

Brooks	Gardner C J	Lynn	Remsen	Sullivan
Bryan	Geoghan	Mansfield	Richter	Swarts
Cadin	Griffith	Marson	Rierdon	Thorn
Cook	Hallock	Mathews	Roberts	Traub
Coons	Hammond	McInerney	Rodenbeck	Ulmann
Cotton	Harburger	McMillan	Rogers	Vacheron
Daly	Harris	McQuade	Ross	Van Name
Darrison	Hatch	Meister	Salyerds	Walrath
Delaney	Henry	Morgan	Sanders	Weber
Dickey	Hitchcock	Nye	Scanlon	Wilson H
Doughty	Holsten	O'Brien	Schneider	Wilson W H
Dusinbery	Honeck	O'Connell		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 861) entitled "An act to amend section 10 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village,' relative to the amount of money to be borrowed to carry out the provisions of said act" (Int. No. 181), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Adler	Dickinson	Hawkins	Nye	Sanders
Ahern	Dooling	Henry	O'Brien	Scanlon
Allds	Doughty	Hitchcock	Orr	Schneider
Apgar	Deross	Holsten	Patton	Sherer
Axtell	Dusinbery	Honeck	Phipps	Smith J E
Baker	Egan	Hyman	Plank	Smith J L
Baum	Everett	Keenan	Platt	Smith J T
Bell	Fancher	Kelly	Price	Smith S W
Blackwell	Fisher	Kelsey	Prince	Snyder
Bradley	Fitzgerald	Landon	Rainey	Stevens

Brooks	Fitzpatrick	Leggett	Remsen	Sullivan
Bruckner	Fowler	Lewis M E	Reynolds	Thorn
Bryan	Frisbie	Lewis T D	Richter	Traub
Burns	Gardiner R	Mains	Rider	Treat
Cadin	Gardner C J	Mansfield	Rierdon	Vacheron
Cook	Graeff	Marson	Roberts	Van Name
Coons	Griffith	McInerney	Robinson	Waite
Costello	Halpin	McKeown	Rodenbeck	Walrath
Coughtry	Hanford	McMillan	Rogers	Weber
Davis	Harburger	McQuade	Ross	Wilson H
DeGraw	Harris	Meister	Ruehl	Wilson W H
Dempsey	Hatch	O'Malley	Sal yerds	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 863) entitled "An act to amend the Executive Law, relating to public printing" (Int. No. 232), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney	Hasenflug	O'Connell	Seymour
Ahern	Dempsey	Hatch	O'Malley	Sherer
Allds	Dickey	Hawkins	Orr	Smith A R
Apgar	Dickinson	Hitchcock	Patton	Smith J E
Axtell	Dooling	Holsten	Phillips	Smith J L
Baker	Doughty	Irwin	Phipps	Smith S W
Bedell	Duross	Kaiser	Plank	Smith W H
Bell	Egan	Keenan	Platt	Snyder
Burnett	Everett	Kelly	Poth	Stevens
Bradley	Fancher	Kelsey	Prince	Sullivan
Brill	Fish	Landon	Rainey	Swarts
Brooks	Fitzgerald	Leggett	Reilley	Thorn
Bryan	Fitzpatrick	Lewis T D	Reynolds	Traub
Burnett	Fordyce	Lynn	Richter	Treat
Burns	Frisbie	Mains	Rierdon	Vacheron

Cadin	Galbraith	Mansfield	Roberts	Van Name
Cook	Gardiner R	Mathews	Robinson	Waite
Cooley	Gardner C J	McKeown	Rogers	Walrath
Coons	Graeff	McMillan	Ross	Weber
Costello	Hallock	McQuade	Ruehl	Weekes
Coughtry	Hammond	Morgan	Salyerds	Wilson H
Daly	Hanford	Nye	Sanders	Wilson H
Davis	Harburger	O'Brien	Scanlon	Speaker
DeGraw	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 860) entitled "An act to amend the Military Code, relative to the audit and payment of accounts, et cetera" (Int. No. 231), having been announced for a third reading,

On motion of Mr. Landon, and by unanimous consent, said bill was ordered placed on the third reading calendar for to-morrow.

The bill (No. 862) entitled "An act to amend the County Law, constituting chapter 18 of the general laws, relating to salaries of the county judge and surrogate of Fulton county" (Int. No. 357), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

{ AYES 107 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dempsey	Harburger	McKeown	Ruehl
Ahern	Dickey	Hasenflug	McQuade	Salyerds
Allds	Dickinson	Hatch	Meister	Scanlon
Apgar	Pooling	Hawkins	Nye	Schneider
Axtell	Doughty	Henry	O'Brien	Seymour
Baker	Dusinbery	Hitchcock	O'Malley	Sherer
Bedell	Egan	Honeck	Orr	Smith J E
Bell	Ellis	Hyman	Patton	Smith J T
Bennet	Everett	Irwin	Phillips	Smith W H
Blackwell	Fancher	Kaiser	Phipps	Snyder

Brill	Fish	Keenan	Plank	Sullivan
Brooks	Fisher	Kelly	Platt	Swift
Bruckner	Fitzgerald	Kelsey	Poth	Thorn
Burnett	Fitzpatrick	Knipp	Prince	Traub
Cadin	Fowler	Leggett	Reilley	Treat
Cook	Galbraith	Lewis M E	Reynolds	Ulmann
Cooley	Gardiner R	Lynn	Richter	Vacheron
Costello	Geoghan	Mains	Rierdon	Waite
Coughtry	Griffith	Mansfield	Robinson	Walrath
Darrison	Halpin	Mathews	Rodenbeck	Weber
Davis	Hammond	McInerney	Ross	Wilson H
DeGraw	Hanford			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 888) entitled "An act to amend the Public Health Law, creating a State department of health and the office of commissioner of health, and abolishing the State Board of Health" (Int. No. 299), having been announced for a third reading,

On motion of Mr. Kelsey, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 886) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' in relation to the supply of water, and assessment and collection of water rents" (Int. No. 211), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 97 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Griffith	Mathews	Robinson
Ahern	DeGraw	Halpin	McInerney	Rogers
Allds	Delaney	Hanford	McKeown	Ruehl
Apgar	Dempsey	Harris	McMillan	Salyerds
Babcock	Dickinson	Hatch	McQuade	Scanlon
Baum	Dooling	Hawkins	Meister	Seymour

Bedell	Doughty	Hitchcock	Morgan	Smith A R
Burnett	Duross	Honeck	O'Brien	Smith J E
Blackwell	Egan	Irwin	O'Connell	Smith J T
Brill	Ellis	Juengst	Orr	Smith W H
Brooks	Everett	Keenan	Patton	Stevens
Bruckner	Fish	Kelsey	Phipps	Swarts
Burnett	Fisher	Knipp	Plank	Thorn
Burns	Fitzgerald	Leggett	Poth	Treat
Conger	Fitzpatrick	Lewis M E	Prince	Ulmann
Cook	Fordyce	Lynn	Rainey	Vacheron
Coons	Fowler	Mains	Remsen	Waite
Cotton	Galbraith	Mansfield	Richter	Weber
Coughtry	Gardner C J	Marson	Rierdon	Wilson H
Daly	Geoghan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 885) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' in relation to powers of common council to enforce observance of city ordinances" (Int. No. 210), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 98 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Harburger	Meister	Ross
Allds	Delaney	Harris	Morgan	Salverds
Allston	Dempsey	Hawkins	Nye	Sanders
Apgar	Dickey	Hitchcock	O'Connell	Scanlon
Baker	Dooling	Holsten	O'Malley	Seymour
Baum	Doughty	Hyman	Patton	Sherer
Bedell	Duross	Juengst	Phipps	Smith J E
Bennet	Dusinbery	Kaiser	Plank	Smith J L
Bradley	Egan	Keenan	Platt	Smith S W
Brill	Everett	Kelly	Price	Snyder
Brooks	Fancher	Knipp	Rainey	Sullivan

Bryan	Fish	Landon	Reilley	Swarts
Burnett	Fitzgerald	Lewis M E	Reynolds	Traub
Burns	Fitzpatrick	Lewis T D	Richter	Ulmann
Cadin	Fowler	Lynn	Rider	Van Name
Conger	Galbraith	Mansfield	Rierdon	Waite
Cooley	Gardner C J	Marson	Roberts	Weber
Coons	Graeff	McInerney	Rodenbeck	Wilson H
Cotton	Hallock	McMillan	Rogers	Wilson W H
Daly	Halpin	McQuade		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 889) entitled "An act to amend chapter 416 of the Laws of 1893, entitled 'An act in relation to the city court of Yonkers,' relative to executions issued out of said court" (Int. No. 598), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 106 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney	Harris	McMillan	Ruehl
Ahern	Dempsey	Hasenflug	Meister	Salyerds
Allds	Dickey	Hawkins	Morgan	Sanders
Allston	Dooling	Henry	Nye	Scanlon
Axtell	Duross	Hitchcock	O'Brien	Seymour
Baker	Dusinbery	Holsten	O'Malley	Smith A R
Baum	Egan	Hyman	Orr	Smith J E
Bell	Ellis	Irwin	Phillips	Smith J T
Bennet	Everett	Juengst	Phipps	Smith S W
Bradley	Fish	Keenan	Plank	Smith W H
Brill	Fisher	Kelly	Platt	Snyder
Brooks	Fitzgerald	Kelsey	Poth	Sullivan
Bryan	Fordyce	Landon	Prime	Swift
Burns	Fowler	Leggett	Rainey	Thorn
Cadin	Galbraith	Lewis M E	Reilley	Treat
Cook	Gardner C J	Lewis T D	Reynolds	Vacheron
Coons	Geoghan	Mains	Richter	Van Name

Costello	Griffith	Mansfield	Rider	Walrath
Cotton	Halpin	Mathews	Roberts	Weber
Daly	Hanford	McInerney	Robinson	Wilson H
Darrison	Harburger	McKeown	Rogers	Wilson W H
Davis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 890) entitled "An act to amend chapter 614, of the Laws of 1887, entitled 'An act to establish a police pension fund for the city of Rochester,' relative to taxes, fines and penalties incurred under the Liquor Tax Law" (Int. No. 634), having been announced for a third reading,

Mr. M. E. Lewis moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 1, line 7, strike out the word "three" and insert in place thereof the words "one and three-fourths of one."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 887) entitled "An act to amend the Greater New York Charter, relating to the municipal court of the city of New York" (Int. No. 246), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Graeff	McMillan	Ross
Adler	Darrison	Hallock	McQuade	Ruehl
Ahern	Davis	Halpin	Meister	Salyerds
Allds	DeGraw	Hammond	Morgan	Sanders

Allston	Delaney	Hanford	Nye	Scanlon
Apgar	Dempsey	Harburger	O'Brien	Schneider
Axtell	Dickey	Harris	O'Malley	Seymour
Babcock	Dickinson	Hasenflug	Orr	Sherer
Baker	Dooling	Hawkins	Patton	Smith J E
Bedell	Doughty	Hitchcock	Phillips	Smith J L
Bell	Duross	Holsten	Phipps	Smith J T
Bennet	Dusinbery	Honeck	Plank	Smith S W
Blackwell	Egan	Irwin	Platt	Smith W H
Bradley	Ellis	Kaiser	Poth	Snyder
Brill	Everett	Keenan	Price	Sullivan
Brooks	Fancher	Kelly	Rainey	Swarts
Bruckner	Fish	Kelsey	Reilley	Swift
Bryan	Fisher	Knipp	Remsen	Thorn
Burns	Fitzgerald	Landon	Reynolds	Treat
Cadin	Fitzpatrick	Leggett	Richter	Vacheron
Conger	Fordyce	Lewis M E	Rider	Van Name
Cook	Fowler	Lynn	Rierdon	Waite
Cooley	Frisbie	Mains	Roberts	Weber
Coons	Galbraith	Mansfield	Robinson	Walrath
Costello	Gardiner R	Marson	Rodenbeck	Wilson H
Cotton	Gardner CJ	McKeown	Rogers	Wilson W H
Coughtry	Geoghan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Knipp called up the bill (No. 523), titled "An act to amend the State Charities Law, relating to the transfer of inmates to the penitentiary or Elmira or Eastern New York reformatories" (Int. No. 487), heretofore laid aside on the order of second reading.

Said bill having been announced for a second reading,

Mr. Knipp moved to amend as follows:

Page 2, line 13, strike out the words "and originally;" also strike out the word "no" and insert in the place thereof the letter "a," and after the word "offense," insert the word "not."

Same page, line 14, after the word "than" insert the letter "a."

Same page line 18 strike out the words "and originally."

Same page, line 19, strike out the word "no" and insert in the place thereof the letter "a," and after the word "offense" insert the word "not;" also after the word "than" insert the letter "a."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill as amended was then read the second time and on motion of Mr. Knipp, was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

Mr. McQuade offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the fourth consideration of Senate bill (No. 60) entitled "An act to legalize the vote taken and cast in the city of Utica at the general election in the year 1900 for the appropriation of moneys to make extraordinary repairs on the Central advanced school house in that city, and the proceedings preliminary to said vote, and to legalize and validate any bonds to be issued pursuant to said vote" (Rec. No. 12), and that said bill be placed on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. McQuade, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 104 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	McKeown	Rodenbeck
Ahern	Daly	Halpin	McMillan	Ross
Allds	Darrison	Hammond	Meister	Salyerds
Allston	DeGraw	Harburger	Morgan	Sanders
Apgar	Delaney	Hasenflug	Nye	Scanlon
Babcock	Dickey	Hawkins	O'Brien	Seymour
Baker	Dickinson	Hitchcock	O'Malley	Smith A R
Baum	Doughty	Honeck	Orr	Smith J E
Bedell	Duross	Irwin	Patton	Smith J T
Bell	Dusinbery	Juengst	Phipps	Smith S W

Bennet	Egan	Kaiser	Plank	Snyder
Bradley	Ellis	Keenan	Poth	Sullivan
Brill	Fancher	Kelsey	Price	Swarts
Brooks	Fish	Knipp	Prince	Thorn
Bruckner	Fisher	Landon	Rainey	Treat
Bryan	Fitzgerald	Lewis M E	Reilley	Vacheron
Burnett	Fordyce	Lynn	Remsen	Van Name
Cadin	Frisbie	Mains	Richter	Walrath
Cook	Galbraith	Mansfield	Rider	Weekes
Cooley	Gardiner R	Marson	Rierdon	Wilson W H
Costello	Geoghan	McInerney	Robinson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. McQuade offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 59) entitled "An act to legalize the vote taken and cast in the city of Utica at the general election in the year 1900 for the appropriation of moneys to enlarge the Mary street school house in that city, and to make extraordinary repairs thereon, and the proceedings preliminary to said vote, and to legalize and validate any bonds to be issued pursuant to said vote" (Rec. No. 13), and that said bill be placed on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

On motion of Mr. McQuade, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Gardner CJ	Marson	Ross
Ahern	Coughtry	Graeff	McInerney	Ruehl
Allds	Daly	Hallock	McMillan	Sanders

Allston	Darrison	Halpin	Meister	Scanlon
Apgar	Davis	Hammond	Morgan	Schneider
Axtell	Delaney	Hanford	Nye	Sherer
Babcock	Dempsey	Harris	O'Connell	Smith A R
Baum	Dickey	Hasenflug	Orr	Smith J T
Bedell	Dickinson	Hawkins	Patton	Smith S W
Bell	Doughty	Hitchcock	Phillips	Smith W H
Bennet	Duross	Honeck	Plank	Stevens
Blackwell	Dusinbery	Hyman	Platt	Sullivan
Brill	Ellis	Juengst	Price	Swarts
Bruckner	Everett	Kaiser	Prince	Swift
Bryan	Fish	Keenan	Rainey	Traub
Burnett	Fitzgerald	Kelly	Reynolds	Ulmann
Burns	Fordyce	Knipp	Richter	Vacheron
Conger	Fowler	Landon	Rierdon	Waite
Cook	Frisbie	Lewis M E	Roberts	Walrath
Coons	Galbraith	Lynn	Rodenbeck	Weber
Costello	Gardiner R	Mansfield	Rogers	Wilson H

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 90, Senate reprint No. 467), entitled "An act to amend the Highway Law, relating to the removal of stone from highways" (Int. No. 90), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 2, after the word "shall" insert the words "violate the provisions hereof or who shall."

Same page, lines 3 and 4, strike out the words "from which they have been removed as provided in this section."

Same page, line 5, after the word "the" insert the words "commissioner or."

Same page, line 6, after the word "highways" insert the words "or in case of his or their refusal or neglect to act by any taxpayer of the town."

Same page, line 10, after the word "brought" strike out the word "commissioners" and insert the words "any commissioner."

Mr. Swift moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar

legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Griffith	McMillan	Rogers
Adler	Darrison	Hallock	McQuade	Ross
Ahern	Davis	Halpin	Meister	Salyerds
Allston	Delaney	Hanford	Morgan	Sanders
Apgar	Dempsey	Harburger	Nye	Scanlon
Axtell	Dickey	Harris	O'Brien	Schneider
Babcock	Dickinson	Hasenflug	O'Connell	Seymour
Baker	Dcoling	Hatch	O'Malley	Sherer
Baum	Doughty	Henry	Orr	Smith J E
Bell	Duross	Holsten	Patton	Smith J L
Bennet	Dusinbery	Honeck	Phillips	Smith J T
Blackwell	Egan	Irwin	Phipps	Smith S W
Bradley	Ellis	Kaiser	Plank	Snyder
Brill	Everett	Keenan	Poth	Stevens
Brooks	Fish	Kelly	Price	Sullivan
Bryan	Fisher	Kelsey	Prince	Swift
Burnett	Fitzgerald	Knipp	Rainey	Thorn
Burns	Fitzpatrick	Landon	Reilley	Treat
Cadin	Fordyce	Leggett	Remsen	Ulmann
Conger	Fowler	Lewis M E	Reynolds	Van Name
Cook	Frisbie	Lynn	Richter	Walrath
Cooley	Galbraith	Mains	Rierdon	Weber
Coons	Gardiner R	Mansfield	Roberts	Wilson H
Cotton	Geoghan	Mathews	Robinson	Wilson W H
Coughtry	Graeff	McInerney	Rodenbeck	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *February 18, 1901.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 482, en-

titled "An act creating the office of police justice in the village of Peekskill, in the county of Westchester." (Int. No. 6.)

B. B. ODELL, JR.

Mr. Apgar moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	Mathews	Ross
Adler	Daly	Hammond	McInerney	Ruehl
Ahern	Darrison	Harburger	McKeown	Salyerds
Allds	Davis	Hasenflug	McMillan	Scanlon
Allston	DeGraw	Hatch	McQuade	Schneider
Axtell	Dempsey	Hawkins	Morgan	Seymour
Babcock	Dickey	Hitchcock	Nye	Sherer
Baker	Dickinson	Holsten	O'Connell	Smith A R
Bedell	Dooling	Hyman	O'Malley	Smith J T
Bell	Doughty	Irwin	Orr	Smith S W
Bruckner	Dusinbery	Juengst	Patton	Smith W H
Bradley	Egan	Kaiser	Phillips	Stevens
Brill	Ellis	Keenan	Plank	Swarts
Brooks	Fancher	Kelly	Platt	Thorn
Bryan	Fish	Kelsey	Price	Treat
Burnett	Fisher	Knipp	Prince	Vacheron
Burns	Fitzpatrick	Landon	Reilley	Walrath
Cadin	Fowler	Lewis M E	Remsen	Weber
Conger	Galbraith	Lewis T D	Richter	Weekes
Cook	Gardiner R	Mains	Rider	Wilson H
Coons	Geoghan	Mansfield	Roberts	Wilson W H
Costello	Griffith	Marson	Rodenbeck	Speaker
Cotton				

Mr. Apgar moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Page, 2, strike out all from line 15 to and including line 1 on page 3, and insert in place thereof the following:

“§ 2. Jurisdiction.—The said police justice may hold a court of special sessions in said village, and shall have, in the first instance, exclusive jurisdiction to hear, try and determine charges of a misdemeanor committed within said village and triable by a court of special sessions, subject to the right of removal, as provided by the code of criminal procedure, to a court having the authority to inquire by the intervention of a grand jury into offences committed within the county. Such police justice shall have exclusive jurisdiction to take the examination of a person charged with the commission in said village of a crime not triable by a court of special sessions, and also to hear, try and determine charges against a person of being a vagrant or disorderly person within said village, or of having committed disorderly conduct therein, and to take such proceedings in either of such cases as may be taken by a justice of the peace, with all the powers and subject to all the duties and liabilities of a justice of the peace in respect thereto.”

Mr. Speaker put the question whether the House would agree to said motion of Mr. Apgar, and it was decided in the affirmative.

Mr. Fowler, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the concurrent resolution recalling from the Governor for the purposes of amendment Assembly bill No. 484, entitled “An act to amend chapter 594 of the Laws of 1899, making special provision for the payment of the bonds issued by the boards of supervisors of Rensselaer and Albany counties, on account of turnpikes, plank roads and bridges” (Int. No. 67), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Waite gave notice that on Tuesday, February 19, 1901, he will call up the bill (No. 128) entitled “An act to legalize and confirm certain appointments as firemen and to make such appointees members of the fire department of the city of New York” (Int. No. 128), heretofore laid aside on the order of third reading.

A communication was received from Hon. Charles S. Harvey, mayor of the city of Hudson, returning Assembly bill No. 184, entitled “An act to amend subdivision 2 of section 79 of chapter

751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers' (Int. No. 184), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Allds, the House adjourned.

TUESDAY, FEBRUARY 19, 1901.

The House met pursuant to adjournment.

Prayer by Rev. J. C. Seegers.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

The privileges of the floor were granted to Mr. Dillon, a former member.

The Speaker presented the twenty-first annual report of the State Board of Health, with appendix; which was laid upon the table and ordered printed.

(See Document.)

Mr. Rodenbeck offered for the consideration of the House a resolution, in the words following:

Resolved, That a special committee of three be appointed by the Speaker to consider during the session the bills prepared by the Statutory Revision Commission prior to the expiration of their term of office.

Mr. Speaker put the question whether the House would agree to said resolution of Mr. Rodenbeck, and it was decided in the affirmative.

Mr. Adams introduced a bill entitled "An act to facilitate travel upon and limit the fares on street and elevated railroads in the city of New York, operating in the borough of Brooklyn" (Int. No. 912), which was read the first time and referred to the committee on railroads.

Mr. Bradley introduced a bill entitled "An act to regulate telephone rates in the city of Buffalo" (Int. No. 913), which was read the first time and referred to the committee on electricity, water and gas supply.

Mr. Bruckner introduced a bill entitled "An act to enable the commissioner of highways of the city of New York to build, reconstruct or extend the bridges, viaducts or beam tunnels across the tracks of the New York & Harlem Railroad at the Glen Hill road at East One Hundred and Forty-ninth street and at East One Hundred and Sixty-first street, and across the tracks of the Spuyten Duyvil and Port Morris branch of the New York Central & Hudson River Railroad at Mott avenue, Elton avenue and Washington avenue to the established widths of the said thoroughfares in the borough of the Bronx, city of New York" (Int. No. 914), which was read the first time and referred to the committee on affairs of cities.

Mr. Dickey introduced a bill entitled "An act to amend the Railroad Law, in relation to grade crossings" (Int. No. 915), which was read the first time and referred to the committee on railroads.

Mr. Dickinson introduced a bill entitled "An act to amend the Tax Law, relating to taxable transfers of property" (Int. No. 916), which was read the first time and referred to the committee on taxation.

Mr. Galbraith introduced a bill entitled "An act to provide for the holding of town meetings and elections in counties of the State having a certain population" (Int. No. 917), which was read the first time and referred to the committee on internal affairs of towns and counties.

Mr. McQuade introduced a bill entitled "An act to amend subdivision 5 of section 11 of chapter 738 of the Laws of 1897, entitled 'An act creating a board of assessors in and for the city of Utica and defining its powers,' relative to the review of assessment lists" (Int. No. 918), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 546 of the Laws of 1874, entitled 'An act to provide for the safe keeping of the money raised for the payment of town expenses in the city of Utica,' relative to the payment of moneys to be raised" (Int.

No. 919), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Malley introduced a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to taxes and tax sales" (Int. No. 920), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to conveyance of land whose public use has been or is about to be abandoned, in exchange for other lands required for a like public use" (Int. No. 921), which was read the first time and referred to the committee on affairs of cities.

Mr. Phillips introduced a bill entitled "An act to amend title 2 of chapter 3 of part 4 of the revised statutes relating to State prisons, and for other purposes connected therewith, as amended and superseded by chapter 382 of the Laws of 1889, as amended by chapter 429 of the Laws of 1896, in relation to the sale of prison-made goods to public institutions in counties and cities" (Int. No. 922), which was read the first time and referred to the committee on state prisons.

Mr. Rogers introduced a bill entitled "An act to amend the Forest, Fish and Game Law, by prohibiting the sale of woodcock, grouse or quail taken within the State" (Int. No. 923), which was read the first time and referred to the committee on fisheries and game.

Mr. Ross introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Hamill against the State for personal injuries received by him while operating certain machinery in the Clinton prison" (Int. No. 924), which was read the first time and referred to the committee on claims.

Mr. W. H. Smith introduced a bill entitled "An act to amend the Greater New York charter, relating to the participation by 'The Children's Fold,' in the distribution of the school fund, and subjecting its school to the supervision of the board of education of said city" (Int. No. 925), which was read the first time and referred to the committee on affairs of cities.

The committee on internal affairs introduced a bill entitled "An

act to amend the Highway Law relative to the time when a change in the system of taxation for working and repairing highways shall take effect " (Int. No. 926), which was read the first time and referred to the committee on internal affairs.

Mr. Knipp introduced a bill entitled "An act to authorize the improvement of the channel of Newton creek along a portion of its course in the county of Chemung, and the procuring of rights of way for that purpose, and making an appropriation therefor " (Int. No. 927), which was read the first time and referred to the committee on ways and means.

Mr. Adler introduced a bill entitled "An act to amend the Civil Service Law, relative to preferences allowed honorably discharged soldiers, sailors and marines of the regular army, navy and marine corps " (Int. No. 928), which was read the first time and referred to the committee on the judiciary.

Mr. Graeff introduced a bill entitled "An act to amend the Election Law, in relation to the consolidation of election districts in towns " (Int. No. 929), which was read the first time and referred to the committee on the judiciary.

Mr. A. R. Smith introduced a bill entitled "An act to amend the charter of the village of Oneonta, being chapter 30 of the Laws of 1885, and to provide for the assessment, levy and collection of taxes in the village of Oneonta " (Int. No. 930), which was read the first time and referred to the committee on villages.

Mr. Hasenflug introduced a bill entitled "An act to amend the General Labor Law, constituting chapter 32 of the general laws, relating to the penalty for violating the provisions respecting ten hours of consecutive labor on railroads " (Int. No. 931), which was read the first time and referred to the committee on labor and industries.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 369 of the Laws of 1900, entitled 'An act to establish the New York State Hospital for the Care of Crippled and Deformed Children ' " (No. 408, Rec. No. 63), which was read the first time.

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the third time, having been printed and on the desks of

the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 118 }
} NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hasenflug	Morgan	Sanders
Adler	Delaney	Hawkins	Nye	Scanlon
Allds	Dickey	Henry	O'Brien	Seymour
Allston	Dickinson	Hitchcock	O'Connell	Sherer
Apgar	Dooling	Holsten	O'Malley	Smith A R
Axtell	Doughty	Honeck	Orr	Smith J E
Baker	Duross	Irwin	Phillips	Smith J T
Baum	Egan	Juengst	Phipps	Smith S W
Bedell	Ellis	Kaiser	Plank	Smith W H
Bennet	Fancher	Keenan	Poth	Snyder
Blackwell	Fisher	Kelly	Price	Stevens
Bradley	Fitzgerald	Kelsey	Prince	Sullivan
Brill	Fordyce	Knipp	Rainey	Swarts
Bruckner	Fowler	Landon	Reilley	Swift
Bryan	Galbraith	Leggett	Reynolds	Thorn
Burnett	Gardiner R	Lewis T D	Richter	Traub
Cadin	Gardner C J	Lynn	Rider	Ulmann
Cook	Geoghan	Mains	Roberts	Vacheron
Cooley	Graeff	Mansfield	Robinson	Waite
Costello	Griffith	Mathews	Rogers	Walrath
Cotton	Halpin	McInerney	Ross	Weber
Daly	Hammond	McKeown	Ruehl	Weekes
Darrison	Harburger	McMillan	Salyerds	Wilson H
Davis	Harris	McQuade		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act supplemental to and to amend the Forest, Fish and Game Law and chapter 220 of the Laws of 1897, entitled 'An act to provide for the acquisition of land in the territory embraced in the Adirondack park and making an appropriation therefor; in relation to the commissioners of the forest, fish and game commission and of the forest preserve board'" (No. 557, Rec. No. 64),

which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Poth introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of finance in the year 1899, pending the preparation of municipal civil service eligible lists for the position of cashier in said department" (Int. No. 932), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Rodenbeck introduced a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to appointment of police justices clerk" (Int. No. 933), which was read the first time and referred to the committee on affairs of cities.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Morgan, Int. No. 610, entitled "An act to provide for the construction in Forest Park, Queens county, borough of Queens, N. Y., of a new reservoir, dams and mains, with the appurtenances thereto, for the purpose of storing and supplying water for use in the borough of Brooklyn in the city of New York" (No. 673), reported in favor of the passage of the same, with the following amendments:

Page 1, lines 3, 4 and 5, strike out the words "office of the deputy commissioner of water for the borough of Brooklyn, New York" and insert the words "branch office department of water supply, city of New York, located in the borough of Brooklyn."

Page 2, line 4, after the word "reservoir," insert the words "for the department of water supply of the city of New York."

Same page, line 8, after the word "supply" insert the words "for the city of New York."

Same page, line 10, strike out the word "deputy."

Same page, line 12, strike out the words "his office" and insert the words "the office of the department of parks of the city of New York"; also, after the word "the" insert the word "said."

Same page, line 13, after the word "directed" insert the word "forthwith."

Same page, line 23, after the word "supply" insert the words "of the city of New York."

Page 3, line 11, after the word "bonds" insert the words "or corporate stock of the city of New York."

Same page, line 3, insert a period after the word "prepared" and strike out the words "by the engineer in."

Same page, strike out all of lines 4, 5 and 6.

Same page, line 7, strike out all the words down to and including the word "do" and after the word "the" insert the word "said."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 60, entitled "An act to amend section 447 of the Code of Civil Procedure, relative to party defendants" (No. 651), retaining its place on the order of second reading, reported in favor of the passage of the same with the following amendments:

Page 1, line 3, commence a new paragraph:

"§ 447. Id.; as defendants."

Page 2, line 1, after the word "lien" add the words "under the transfer tax act."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Kelly, Int. No. 261, entitled "An act to amend section 2706 of the Code of Civil Procedure relative to liability of persons unauthorized to act as executors and administrators and to the payment of funeral expenses of decedent by executors and administrators" (No. 261), reported in favor of the passage of the following substitute bill:

AN ACT to amend section twenty-seven hundred and twenty-nine of the code of civil procedure relative to the payment of funeral expenses of decedent by executors and administrators.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section twenty-seven hundred and twenty-nine of the code of civil procedure is hereby amended by adding thereto a new subdivision, as follows:

3. Every executor or administrator shall pay, out of the first moneys received, the reasonable funeral expenses of decedent, and the same shall be preferred to all debts and claims against the deceased. If the same be not paid within sixty days after the grant of letters testamentary or of administration, the person having a claim for such funeral expenses may present to the surrogate's court a duly verified petition praying that the executor or administrator may be cited to show cause why he should not be required to make such payment and a citation shall be issued accordingly. If upon the return of such citation it shall appear that the executor or administrator has received moneys belonging to the estate which are applicable to the payment of the claims for funeral expenses, the surrogate shall, unless the validity of the claim and the reasonableness of its amount are admitted by such executor or administrator, take proof as to such facts, and if satisfied that such claim is valid shall fix and determine the amount due thereon and shall make an order directing the payment within ten days after the service of such order with notice of entry thereof, upon such executor or administrator of such claim or such proportion thereof as the money in the hands of the executor or administrator applicable thereto, may be sufficient to satisfy. If it shall appear that no money has come into the hands of the executor or administrator, the proceeding shall be dismissed without costs and without prejudice to a further application or applications showing that since such dismissal the executor or administrator has received money belonging to the estate. Such application shall be made upon a duly verified petition stating the facts upon which the belief of the petitioner that there are moneys in the hands of such executor or administrator applicable to the payment of his claim, is based. Upon such further application the issuance of the citation shall be in the discretion of the surrogate and no such application shall be made less than three months after the granting or denial of any previous application. If upon any accounting it shall appear that an executor or administrator has failed to pay a claim for funeral expenses, the amount of which has been fixed and determined by the surrogate as above set forth or upon such accounting he shall not be allowed for the payment of any debt or claim against the decedent until said claim has been discharged in full; but such claim shall not be paid before expenses of administration are paid.

§ 2. This act shall take effect September first nineteen hundred and one.

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Bryan, Int. No. 434, entitled "An act to amend the Penal Code, relating to the punishment for murder" (No. 461), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 9, strike out the word "the" and insert the letter "a"; also between the words "of" and "thirty" insert the words "not less than."

Page 2, line 11, between the words "of" and "thirty" insert the words "not less than"; also, after the word "years" strike out the period and insert a comma and add the words "to be specified in such verdict."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Seymour, Int. No. 483, entitled "An act to amend the Code of Civil Procedure in relation to distribution of personal property of an intestate" (No. 519), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Amend the title to said bill to read: "An act to amend the Code of Civil Procedure, relating to order of distribution."

Page 1, lines 5, 6, 7, 8, 9 and 10, underscore.

Page 2, lines 1, 2, 3, 4 and 5, underscore.

Same page, line 6, strike out the word "immediately" and insert the words "September first, nineteen hundred and one."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Bennet, Int. No. 620, entitled "An act to amend section 1180 of the Code of Civil Procedure, relating to grounds for challenge" (No. 687), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 3, after the section number insert the code title which reads as follows: "Challenges, how tried. Exceptions to and review of the determination of the court, in reference thereto."

Page 2, line 4, strike out the words "the de-" and insert the words "a party to the action."

Same page, line 5, strike out the word "fendant."

Same page, same line, strike out the words "the defendant" and insert the words "a party to the action."

Same page, same line, after the word "corporation" and before the letter "a" insert the words "that he is."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. J. L. Smith, Int. No. 52, entitled "An act to amend the Code of Criminal Procedure, in relation to the commitment of vagrants" (No. 52), reported in favor of the passage of the same, with the following amendments:

Page 2, lines 4 and 5, after the word "person" strike out the words "or a person of disorderly character."

Same page, line 14, strike out the word "immediately" and insert the words "September first, nineteen hundred and one."

JOHN A. WEEKES, JR.,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Fowler, Int. No. 612, entitled "An act to amend the Penal Code, in relation to the obstructing of a stream, creek or other body of water which has been dredged or cleared at public expense" (No. 675), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Darrison, Int. No. 651, entitled "An act to amend the Code of Criminal Procedure, in relation to the prosecution of an undertaking given by an Indian" (No. 727),

reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 217, entitled "An act to amend the Code of Civil Procedure, in respect to receiving in evidence in actions or proceedings involving a title to real property in this State, certain testimony perpetuated in anticipation of such actions or proceedings" (No. 217), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *February 18, 1901.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment the bill (No. 484) entitled "An act to amend chapter 594 of the Laws of 1899, making special provision for the payment of the bonds issued by the boards of supervisors of Rensselaer and Albany counties, on account of turnpikes, plank roads and bridges." (Int. No. 67).

B. B. ODELL, JR.

Mr. Ahearn moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 101 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Gardiner R	Lewis M E	Reynolds
Adler	Coughtry	Gardner C J	Lewis T D	Rider
Ahern	Daly	Graeff	Lynn	Rierdon
Allds	Darrison	Griffith	Mansfield	Robinson
Apgar	DeGraw	Halpin	Marson	Rodenbeck
Axtell	Delaney	Hanford	Mathews	Ross

Babcock	Dempsey	Harburger	McInerney	Salyerds
Baker	Dickey	Hasenflug	McKeown	Schneider
Bedell	Dooling	Hatch	McQuade	Sherer
Bell	Doughty	Hitchcock	Meister	Smith J E
Burnett	Duross	Holsten	Nye	Smith J T
Bradley	Egan	Honeck	O'Brien	Snyder
Brill	Ellis	Irwin	O'Malley	Sullivan
Brooks	Fancher	Juengst	Patton	Thorn
Bruckner	Fish	Keenan	Phipps	Traub
Burnett	Fisher	Kelly	Plank	Ulmann
Cadin	Fitzpatrick	Kelsey	Poth	Van Name
Conger	Fordyce	Knipp	Price	Walrath
Cook	Frisbie	Landon	Rainey	Weber
Cooley	Galbraith	Leggett	Remsen	Wilson H
Coons				

On motion of Mr. Ahearn, said bill was recommitted to the committee on internal affairs, retaining its place on the order of third reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York, in the department of health, in the years 1899 and 1900, prior to the classification and preparation of municipal civil service eligible lists for the position of anti-toxin accountant in said department." (No. 584, Int. No. 537.)

"An act authorizing the board of estimate and apportionment of the city of New York, to take proof of the claims of laborers appointed to inspect hydrants, of the fire department of the late city of Brooklyn, for work, labor and services alleged to have been performed by them as such inspectors, and to allow it to pay the said laborers such compensation as it may deem just and proper." (No. 639, Int. No. 584.)

Ordered, That said bill be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 1004) entitled "An act to amend chapter 257 of the Laws of 1860, entitled 'An act to incorporate the Hyde

Park fire department in Dutchess county' " (Int. No. 617), reported the same with the following recommendations:

Page 2, line 2, underscore the word "deemed."

Same page, line 3, strike out small "f" in the word "fire" and small "d" in the word "department" and insert capital letters in lieu thereof.

Same page, line 4, underscore the word "being" and insert the word "be" in brackets after the word "being."

Same page, line 16, insert the words "or sites" after the word "site."

Page 3, line 1, strike out small "w" in the word "when" and insert capital "W" in lieu thereof.

Page 4, line 1, strike out the word "site" and insert the word "sites" in lieu thereof.

Same page, line 5, underscore the word "pipes" and strike out underscoring under the word "fires."

Amend the title so as to read as follows:

"An act to amend chapter two hundred and fifty-seven of the laws of eighteen hundred and sixty, entitled 'An act to incorporate the Hyde Park Fire Department in Dutchess county, relative to the qualifications of its members.'"

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 844) entitled "An act to amend section 1 of title 5 of section 1 of title 4 of chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester'" (Int. No. 739), reported the same with the following recommendations:

Page 1, line 4, strike out the words "May sixteenth, eighteen hundred and ninety-five."

Same page, line 5, after the word "chapter" insert the words "sixty-five of the laws of eighteen hundred eighty-eight, by chapter two hundred fifty-six of the laws of eighteen hundred ninety and by chapter."

Page 2, line 19, underscore the word "hereinbefore."

Same page, line 24, before the word "village" underscore the word "said" and insert the word "the" in brackets.

Page 3, line 20, before the word "chapter" insert the word "said."

Same page, lines 21 and 22, strike out the words "of the laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester.'"

Same page, line 23, strike out the words "May tenth."

Same page, line 22, after the word "amended" insert the words "by chapter six hundred twenty-three of the laws of."

Amend the title to read as follows:

"An act to amend section one of title four of chapter eight hundred and eighteen of the laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to the amount of money to be raised for lighting purposes."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 350) entitled "An act to amend section 1083 of chapter 378 of the Laws of 1897, being the Greater New York charter, relative to the department of education" (Int. No. 335), reported the same with the following recommendations:

Page 1, line 3, strike out the words "Greater New York charter;" also after the word "ninety-seven" insert a comma; also after the word "entitled" insert the following: "An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof," as amended by chapter ninety-one of the laws of eighteen hundred and ninety-eight."

Same page, line 4, after the word "amended" strike out the words "so as."

Same page, line 8, before the word "direction" strike out the word "the."

Page 2, lines 1 and 2, underscore the words "shall invest and pay out the same. The board of education."

Same page, line 21, strike out the word "from" and insert the word "for" in lieu thereof.

Same page, line 26, after the word "fund" insert as follows:

"(3) Five per centum annually of all excise moneys or license fees belonging to the city of New York, as constituted by this

act, and derived or received by any commissioner of excise or public officer, from the granting of licenses or permission to sell strong or spirituous liquors, ale, wine or beer in the city of New York, under the provisions of any law of this state authorizing the granting of any such licenses or permission. The comptroller of the city of New York shall hold such moneys, together with any other moneys belonging to said fund, and by direction of the said board of education shall have charge of and administer the same as hereinbefore in this section provided."

Same page, line 26, strike out the figure "(3)" and insert the figure "(4)."

Page 3, line 6, after the word "fund" strike out the word "for" and insert the word "from" in brackets and underscore the word "for."

Same page, line 16, insert a comma before and after the word "also."

Page 4, line 1, after the word "and" insert the word "it."

Same page, line 6, after the word "benefit" insert as follows: "under the fund mentioned in section eleven hundred and nineteen of this act until after his removal from said borough, except that the five per centum of the excise moneys herein provided to be paid into said teachers' retirement fund, shall be apportioned by the board of education among the several boroughs of the city of New York, as now constituted, in proportion to the number of teachers actually employed and the amount of salaries paid to them, in each of said boroughs."

Same page, lines 6 and 7, strike out the following: "after his removal from said borough."

Same page, after line 14 insert as follows: § 2. This act shall take effect immediately.

Amend the title to read as follows: "An act to amend the Greater New York charter, relative to the department of education."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 349) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, in-

cluding the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof' in relation to general powers of commissioners as to the management of parks" (Int. No. 334), reported the same with the following recommendations:

Page 2, line 4, strike out the words "so as."

Same page, line 23, strike out the word "of" where it appears the first time, and insert the word "or" in lieu thereof.

Same page, line 25, underscore the word "or;" amend the title to read as follows: "An act to amend the Greater New York charter in relation to general powers of commissioners as to the management of parks."

HYATT C. HATCH.

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed, the bills entitled as follows:

"An act to amend the Election Law, in relation to election boards and officers." (No. 924, Int. No. 24.)

"An act to amend chapter 173 of the Laws of 1895, relative to the payment of county officers and employes of the county of Erie." (No. 955, Int. No. 4.)

"An act to incorporate the city of Oneida." (No. 831, Int. No. 174.)

Mr. Rogers offered for the consideration of the House, a resolution in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill introduced by Mr. Ahearn, Int. No. 176, entitled "An act to regulate the price of illuminating and fuel gas in the city of Troy" (No. 176), and that the same be referred to the committee on gas, electricity and water supply.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Governor, by the hand of his Secretary, presented a communication in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *February 19, 1901.*

To the Assembly:

Assembly bill (No. 209) entitled "An act authorizing the Railroad Commissioners of the town of Mamakating, Sullivan county, N. Y., to issue bonds to retire outstanding bonds as they may become due," is hereby returned without approval.

This is unnecessary legislation, because section 7 of the Municipal Law makes ample provision for the issuing and refunding of the bonds referred to in the proposed act, and no additional security would be conferred by the enactment of the proposed legislation.

B. B. ODELL, JR.

Mr. Dusenbery moved that said communication, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 416) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to the department of public works" (Rec. No. 29), having been announced for a third reading,

Mr. Bradley moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 4, line 3, by inserting after the word "election" the underscored words "Such commissioner shall not be eligible to re-election."

Page 32, line 16, add the words "Nothing herein contained shall be construed as legislating out of office the heads of the four bureaus of water, buildings, streets and engineering; but the present heads of these bureaus shall continue as deputy commissioners until removed for cause stated."

Mr. McKeown.—I desire to ask, for the information of the House, if section 17 on page 32 is not entirely new; the last section on the last page?

Mr. Kelsey.—17?

Mr. McKeown.—Yes; if that is not entirely new?

Mr. Kelsey.—That simply prescribes the time when the act shall take effect.

Mr. McKeown.—Well, Mr. Speaker, that is new matter.

Mr. Kelsey.—It has nothing to do with the amendment of the old statute.

Mr. McKeown.—We will leave that to the Chair—on page 32, lines 13, 14, 15 and 16.

Mr. Kelsey.—That simply says, “This act shall take effect”—

Mr. McKeown.—On page 32, if the Speaker has the bill—last page, lines 13, 14, 15 and 16 is new matter.

Mr. Kelsey.—I suppose it is new in the same sense as “section and chapter so and so” are new—

Mr. McKeown.—This provides that as to the election of the commissioner of public works—it is an integral part of the bill and should be underscored—

Mr. Speaker.—That is following the words as to the time of taking effect; that is never underscored—

Mr. McKeown.—Well, Mr. Speaker, it is part of the bill and refers to one of the officers to be provided for by that which follows and amends the bill—it is not like “This act shall take effect”—it is a section in itself and prescribes certain conditions.

Mr. Speaker.—If the gentleman desires to raise the point of order the Chair will rule upon it.

Mr. McKeown.—I would like a precedent to go by some time later.

Mr. Speaker.—The Chair thinks the point of order not well taken. The last section is not a part of the law in itself.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Bradley, and it was determined in the negative.

{ AYES 38 }
{ NOES 80 }

Those who voted in the affirmative, were

Baum	Duross	Hawkins	McInerney	Rider
Bradley	Egan	Holsten	McKeown	Rierdon
Bruckner	Fitzgerald	Honeck	Meister	Sanders
Burns	Fitzpatrick	Hyman	O'Connell	Smith J E
Daly	Geoghan	Juengst	Prince	Sullivan
Delaney	Halpin	Kaiser	Reilley	Ulmann
Dickey	Harburger	Kelly	Richter	Van Name
Dooling	Hasenflug	Mathews		

Those who voted in the negative, were

Adams	Cooley	Hallock	Nye	Schneider
Adler	Coons	Hammond	O'Brien	Seymour

Ahern	Costello	Hanford	O'Malley	Sherer
Allston	Coughtry	Harris	Orr	Smith A R
Axtell	Darrison	Hatch	Patton	Smith J L
Baker	Davis	Henry	Phillips	Smith S W
Bedell	DeGraw	Kelsey	Phipps	Smith W H
Bell	Dickinson	Knipp	Plank	Snyder
Bennet	Ellis	Landon	Platt	Stevens
Blackwell	Fancher	Leggett	Price	Swarts
Brooks	Fish	Lewis T D	Rainey	Swift
Bryan	Fisher	Mains	Robinson	Traub
Burnett	Fowler	Mansfield	Rodenbeck	Vacheron
Cadin	Galbraith	McMillan	Rogers	Waite
Conger	Gardiner R	McQuade	Ross	Weber
Cook	Graeff	Morgan	Ruehl	Wilson H

Debate was had on the third reading of said bill when,
Mr. Kelsey moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 35 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Orr	Sherer
Adler	Darrison	Harris	Patton	Smith A R
Ahern	Davis	Hatch	Phillips	Smith J L
Allston	DeGraw	Henry	Phipps	Smith S W
Axtell	Dickinson	Hitchcock	Plank	Smith W H
Baker	Ellis	Kelsey	Platt	Snyder
Bell	Everett	Knipp	Price	Stevens
Bennet	Fancher	Landon	Rainey	Swarts
Blackwell	Fish	Leggett	Remsen	Swift
Brooks	Fisher	Lewis T D	Robinson	Traub
Bryan	Fowler	Mansfield	Rodenbeck	Treat
Burnett	Galbraith	McMillan	Rogers	Vacheron
Cadin	Gardiner R	McQuade	Ross	Waite

Conger	Graeff	Morgan	Ruehl	Walrath
Cook	Griffith	Nye	Schneider	Weber
Cooley	Hallock	O'Brien	Seymour	Wilson H
Coons	Hammond	O'Malley		

Those who voted in the negative, were

Baum	Dooling	Hasenflug	McInerney	Rider
Bradley	Duross	Hawkins	McKeown	Rierdon
Bruckner	Egan	Honeck	Meister	Sanders
Burns	Fitzgerald	Hyman	O'Connell	Smith J E
Daly	Fitzpatrick	Juengst	Prince	Sullivan
Delaney	Geoghan	Kelly	Reilley	Ulmann
Dickey	Harburger	Mathews	Richter	Van Name

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 268) entitled "An act to repeal chapter 378 of the Laws of 1896, entitled 'An act providing for a special jury in criminal cases in each county of the State having a certain population, and for the mode of selecting and procuring such special juries; also, creating a special jury commissioner for each of such counties, and regulating and prescribing his duties'" (Rec. No. 40), having been announced for a third reading.

Mr. Fitzgerald moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, line 10 add the words "and all the powers of the present special commissioner of jurors shall be and they hereby are reposed in the commissioner of jurors of his county."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
 { NOES 32 }

Those who voted in the affirmative, were

Adams	Coons	Hallock	O'Brien	Sherer
Adler	Costello	Hammond	O'Malley	Smith A R
Ahern	Coughtry	Hanford	Orr	Smith J E
Allston	Davis	Harris	Patton	Smith J L
Axtell	DeGraw	Henry	Phillips	Smith J T
Babcock	Dickinson	Hitchcock	Phipps	Smith S W
Baker	Doughty	Kelsey	Plank	Smith W H
Bedell	Ellis	Knipp	Platt	Snyder
Bell	Everett	Landon	Price	Stevens
Blackwell	Fancher	Leggett	Remsen	Sullivan
Brooks	Fish	Lewis M E	Robinson	Swarts
Bryan	Fisher	Lewis T D	Rogers	Swift
Burnett	Fowler	Mansfield	Ross	Traub
Cadin	Galbraith	McMillan	Ruehl	Treat
Conger	Gardiner R	McQuade	Salyerds	Vacheron
Cook	Graeff	Morgan	Schneider	Waite
Cooley	Griffith	Nye	Seymour	Wilson H

Those who voted in the negative, were

Baum	Duross	Hawkins	Mathews	Reilley
Bradley	Egan	Holsten	McInerney	Richter
Bruckner	Fitzgerald	Honeck	McKeown	Rider
Brill	Fitzpatrick	Juengst	Meister	Rierdon
Delancy	Geoghan	Kaiser	O'Connell	Ulmann
Dickey	Harburger	Keenan	Prince	Van Name
Dooling	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 86) entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Waterloo, Seneca county, N. Y.'" (Rec. No. 38), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Halpin	Mathews	Rodenbeck
Adler	DeGraw	Hammond	McInerney	Rogers
Ahern	Dempsey	Hanford	McMillan	Ross
Allston	Dickey	Harburger	McQuade	Salverds
Apgar	Dickinson	Hasenflug	Meister	Sanders
Axtell	Dooling	Hatch	Morgan	Scanlon
Babcock	Duross	Henry	O'Brien	Seymour
Baker	Egan	Holsten	O'Connell	Sherer
Bedell	Ellis	Honeck	O'Malley	Smith A R
Bell	Everett	Hyman	Orr	Smith J E
Bennet	Fancher	Juengst	Patton	Smith J T
Blackwell	Fish	Kaiser	Phipps	Smith S W
Brill	Fisher	Keenan	Plank	Snyder
Brooks	Fitzgerald	Kelly	Platt	Stevens
Bruckner	Fitzpatrick	Kelsey	Price	Swarts
Burnett	Fordyce	Knipp	Prince	Swift
Burns	Fowler	Leggett	Reilley	Traub
Cook	Frisbie	Lewis M E	Remsen	Treat
Cooley	Galbraith	Lewis T D	Reynolds	Van Name
Costello	Gardiner R	Lynn	Richter	Waite
Cotton	Geoghan	Mains	Rider	Weber
Coughtry	Graeff	Mansfield	Rierdon	Weekes
Daly	Griffith	Marson	Roberts	Wilson H
Darrison				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 201) entitled "An act to amend section 327 of the Village Law in relation to the dissolution of villages" (Rec. No. 36), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Davis	Halpin	Mansfield	Rogers
Adler	DeGraw	Hammond	Marson	Ross
Ahern	Delaney	Hanford	McInerney	Salyerds
Allds	Dempsey	Harris	McKeown	Sanders
Allston	Dickey	Hasenflug	McMillan	Scanlon
Axtell	Dickinson	Hatch	McQuade	Seymour
Babcock	Dooling	Hawkins	Morgan	Sherer
Baker	Doughty	Henry	Nye	Smith A R
Baum	Duross	Holsten	O'Connell	Smith J E
Bell	Dusinbery	Honeck	O'Malley	Smith J T
Bennet	Egan	Hyman	Patton	Smith S W
Blackwell	Ellis	Irwin	Phillips	Smith W H
Bradley	Everett	Juengst	Phipps	Stevens
Brill	Fancher	Kaiser	Platt	Sullivan
Brooks	Fisher	Keenan	Price	Swift
Bruckner	Fitzgerald	Kelly	Prince	Thorn
Bryan	Fitzpatrick	Kelsey	Rainey	Treat
Burns	Fowler	Knipp	Remsen	Vacheron
Cadin	Frisbie	Landon	Reynolds	Van Name
Cook	Gardiner R	Leggett	Richter	Walrath
Costello	Gardner C J	Lewis M E	Rider	Weber
Cotton	Graeff	Lewis T D	Roberts	Weekes
Coughtry	Griffith	Lynn	Robinson	Wilson W H
Daly				

In the negative,

Cooley

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Fish in the chair.

The bill (No. 860) entitled "An act to amend the Military Code, relative to the audit and payment of accounts, etc." (Int. No. 231), having been announced for a third reading.

Mr. Landon moved that said bill be recommitted to the committee on military affairs, with instructions to report the same forthwith amended as follows:

Page 19, line 8, beginning with the word "as" strike out all the words down to and including the word "militia" on line 9,

and insert in place thereof the following: "Such service to count in comparison with same length of service in the active militia at the ratio of two and a half to one."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Landon, and it was decided in the negative.

Mr. Landon moved to reconsider said vote by which said amendment was lost.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Landon, and it was decided in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Landon to recommit said bill with instructions to amend and report forthwith, and it was decided in the negative.

} AYES 39 }
} NOES 51 }

Those who voted in the affirmative, were

Bennet	Duross	Holsten	O'Brien	Smith J T
Blackwell	Egan	Honeck	Prince	Smith S W
Bruckner	Fitzgerald	Hyman	Rainey	Smith W H
Burns	Fitzpatrick	Kaiser	Richter	Sullivan
Daly	Geoghan	Keenan	Rider	Ulmann
Delaney	Graeff	Kelly	Sanders	Van Name
Dickey	Harburger	Landon	Seymour	Weber
Dooling	Hasenflug	Mathews	Sherer	

Those who voted in the negative, were

Ahern	Costello	Hallock	Nye	Salyerds
Axtell	Coughtry	Hammond	O'Malley	Schneider
Babcock	Davis	Hanford	Patton	Smith A R
Baker	Dickinson	Henry	Phipps	Smith J L
Bell	Everett	Hitchcock	Plank	Snyder
Brill	Fancher	Kelsey	Price	Swarts
Brooks	Fish	Knipp	Reilly	Swift
Cadin	Fisher	Leggett	Rierdon	Treat
Conger	Fowler	Lewis T D	Rogers	Vacheron
Cook	Gardiner R	Morgan	Ruehl	Wilson H
Cooley				

Mr. Dooling moved that said bill be recommitted to the committee on military affairs with instructions to report the same forthwith amended as follows:

Page 11, line 3, strike out the word "and" and insert after the word "chaplain" the words "and military pharmacists."

Page 13, line 23, strike out the word "and" after the word "surgeons."

Same page, lines 23 and 24, insert the words "and military pharmacists."

Page 12, lines 21 and 22, insert the words "a military pharmacist must be a registered pharmacist."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Dooling, and it was decided in the negative.

; AYES 29 {
} NOES 66 {

Those who voted in the affirmative, were

Baum	Duross	Hasenflug	Keenan	Rider
Bradley	Fitzgerald	Hawkins	Mathews	Robinson
Bruckner	Fitzpatrick	Holsten	Meister	Sullivan
Burns	Geoghan	Honeck	Prince	Ulmann
Dickey	Halpin	Hyman	Reilley	Van Name
Dooling	Harburger	Juengst	Richter	

Those who voted in the negative, were

Adams	Conger	Hallock	Nye	Salyerds
Adler	Cook	Hammond	O'Malley	Schneider
Ahern	Cooley	Hanford	Orr	Seymour
Allston	Coons	Harris	Patton	Sherer
Axtell	Costello	Henry	Phipps	Smith J T
Babcock	Coughtry	Hitchcock	Plank	Smith W H
Baker	Davis	Kelsey	Rainey	Snyder
Bedell	Dickinson	Knipp	Remsen	Swift
Bell	Doughty	Landon	Rierdon	Vacheron
Burnett	Fancher	Leggett	Rodenbeck	Waite
Blackwell	Fisher	Lewis T D	Rogers	Weber
Brill	Fowler	Mansfield	Ross	Weekes
Bryan	Graeff	Morgan	Ruehl	Wilson H
Cadin				

Mr. Leggett moved that said bill be recommitted to the committee on military affairs, with instructions to report the same forthwith amended as follows:

Page 5, line 11, strike out the brackets.

Same page, strike out lines 13, 14, 15 and 16.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Leggett, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }
 { NOES 7 }

Those who voted in the affirmative, were

Adams	Cadin	Graeff	Marson	Schneider
Adler	Conger	Hallock	McMillan	Seymour
Ahern	Cook	Halpin	Morgan	Sherer
Allston	Cooley	Hammond	Nye	Smith A R
Apgar	Coons	Hanford	Patton	Smith J L
Axtell	Costello	Harburger	Phipps	Smith J T
Babcock	Coughtry	Harris	Plank	Smith S W
Baker	Darrison	Hasenflug	Poth	Smith W H
Baum	Davis	Hatch	Price	Snyder
Bedell	DeGraw	Henry	Rainey	Stevens
Bell	Dickinson	Hitchcock	Remsen	Swartz
Bennet	Doughty	Honeck	Reynolds	Swift
Blackwell	Egan	Irwin	Rierdon	Thorn
Bradley	Ellis	Kelly	Roberts	Traub
Brill	Everett	Kelsey	Rodenbeck	Treat
Brooks	Fancher	Knipp	Rogers	Vacheron
Bruckner	Fish	Leggett	Ross	Walrath
Bryan	Fisher	Lewis T D	Ruehl	Weber
Burnett	Fowler	Mains	Salyerds	Wilson H
Burns	Gardiner R	Mansfield	Sanders	Wilson W H

Those who voted in the negative, were

Daly	Dickey	Duross	Fitzgerald	Fitzpatrick
Delaney	Dooling			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker resumed the chair.

The bill (No. 328) entitled "An act for the reincorporation of the New York African Society for Mutual Relief" (Int. No. 328),

was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dooling	Hitchcock	Nye	Salyerds
Adler	Doughty	Holsten	O'Brien	Scanlon
Allds	Duross	Honeck	O'Malley	Schneider
Allston	Egan	Hyman	Orr	Seymour
Axtell	Ellis	Irwin	Patton	Smith A R
Baker	Everett	Juengst	Phillips	Smith J L
Baum	Fancher	Keenan	Plank	Smith J T
Bell	Fisher	Kelly	Platt	Smith S W
Bennet	Fitzpatrick	Kelsey	Poth	Smith W H
Bradley	Fordyce	Knipp	Price	Snyder
Brill	Frisbie	Landon	Prince	Sullivan
Bruckner	Gardiner R	Leggett	Rainey	Swarts
Bryan	Graeff	Lewis M E	Reilley	Thorn
Burns	Hallock	Lynn	Remsen	Traub
Conger	Halpin	Mansfield	Richter	Treat
Cooley	Hammond	Marson	Rider	Vacheron
Costello	Hanford	Mathews	Rierdon	Van Name
Coughtry	Harburger	McKeown	Robinson	Waite
Darrison	Harris	McQuade	Rogers	Walrath
DeGraw	Hasenflug	Meister	Ross	Weber
Delaney	Hatch	Morgan	Ruehl	Weekes
Dickey	Henry			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 530) entitled "An act in relation to the Nyack hospital, in the county of Rockland" (Int. No. 494), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 108 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hasenflug	Morgan	Schneider
Ahern	Dempsey	Hatch	Nye	Sherer
Allds	Dickey	Hawkins	O'Connell	Smith A R
Apgar	Doughty	Henry	O'Malley	Smith J L
Axtell	Dusinbery	Hitchcock	Orr	Smith S W
Baker	Ellis	Honeck	Phillips	Smith W H
Baum	Fancher	Hyman	Plank	Snyder
Bedell	Fish	Irwin	Platt	Sullivan
Bell	Fisher	Kaiser	Price	Swarts
Bennet	Fitzgerald	Keenan	Rainey	Swift
Blackwell	Fitzpatrick	Kelly	Reilley	Thorn
Bradley	Fordyce	Knipp	Remsen	Traub
Brill	Frisbie	Landon	Reynolds	Ulmann
Bruckner	Galbraith	Lewis M E	Richter	Vacheron
Burnett	Gardiner R	Lewis T D	Rierdon	Van Name
Burns	Geoghan	Lynn	Roberts	Waite
Cadin	Graeff	Mains	Robinson	Weber
Cook	Hallock	Marson	Rogers	Weekes
Coons	Halpin	Mathews	Ruehl	Wilson B
Cotton	Hammond	McKeown	Sanders	Wilson W H
Coughtry	Hanford	McMillan	Scanlon	Speaker
Darrison	Harburger	McQuade		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 822) entitled "An act to legalize the supplemental agreement between the Binghamton Railroad Company and the village of Lestershire" (Int. No. 726), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 101 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Daly	Griffith	McKeown	Ruehl
Ahern	Darrison	Halpin	McMillan	Salyerds
Allds	Davis	Hanford	Meister	Sanders
Apgar	DeGraw	Harburger	Morgan	Schneider
Axtell	Delaney	Hasenflug	O'Brien	Sherer
Baker	Dempsey	Hawkins	O'Malley	Smith A B
Baum	Dickey	Hitchcock	Orr	Smith J L
Bell	Dooling	Holsten	Phillips	Smith J T
Blackwell	Duross	Juengst	Plank	Smith W H
Bradley	Egan	Keenan	Platt	Snyder
Brill	Ellis	Kelly	Prime	Sullivan
Bruckner	Fancher	Kelsey	Rainey	Swift
Bryan	Fish	Landon	Reilley	Traub
Burnett	Fitzgerald	Leggett	Remsen	Ulmann
Burns	Fordyce	Lewis T D	Richter	Van Name
Cadin	Fowler	Lynn	Rider	Walrath
Conger	Frisbie	Mains	Rierdon	Weber
Cooley	Gardiner R	Mansfield	Robinson	Weekes
Coons	Gardner C J	Marson	Rodenbeck	Wilson H
Costello	Graeff	Mathews	Rogers	Speaker
Coughtry				

Those who voted in the negative, were

Hyman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 864) entitled "An act authorizing the county clerk to act as public administrator in counties where the office of county treasurer has been abolished" (Int. No. 574), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Davis	Hanford	O'Brien	Schneider
Adler	DeGraw	Harris	O'Connell	Seymour
Allds	Delaney	Hatch	O'Malley	Sherer
Apgar	Dempsey	Henry	Orr	Smith A R
Axtell	Dickey	Hitchcock	Patton	Smith J L
Baker	Dickinson	Honeck	Phipps	Smith J T
Baum	Dooling	Hyman	Plank	Smith S W
Bedell	Doughty	Juengst	Poth	Snyder
Bell	Dusinbery	Kelly	Price	Stevens
Blackwell	Egan	Kelsey	Reilley	Sullivan
Bradley	Everett	Landon	Reynolds	Swarts
Brooks	Fish	Leggett	Richter	Swift
Bruckner	Fisher	Lewis T D	Rider	Traub
Bryan	Fitzpatrick	Lynn	Rierdon	Treat
Burnett	Fordyce	Mains	Roberts	Ulmann
Cadin	Frisbie	Mansfield	Robinson	Vacheron
Conger	Galbraith	Mathews	Rodenbeck	Waite
Cooley	Gardiner R	McInerney	Rogers	Walrath
Coons	Gardner C J	McKeown	Ross	Weber
Cotton	Graeff	McQuade	Ruehl	Weekes
Coughtry	Griffith	Meister	Sanders	Wilson H
Daly	Halpin	Morgan	Scanlon	Speaker
Darrison	Hammond			

Those who voted in the negative, were

Keenan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 923) entitled "An act to amend chapter 369 of the Laws of 1900, entitled 'An act to establish the New York State Hospital for the Care of Crippled and Deformed Children,' in relation to officers" (Int. No. 586), having been announced for a third reading,

On motion of Mr. Kelsey, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 921) entitled "An act to amend the Public Lands Law, relating to mining" (Int. No. 392), was read the third time, having been printed and upon the desks of the members in its

final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	Mathews	Ruehl
Ahern	Darrison	Halpin	McInerney	Salyerds
Allds	DeGraw	Hanford	McKeown	Sanders
Allston	Delaney	Harris	McMillan	Scanlon
Axtell	Dempsey	Hasenflug	McQuade	Schneider
Babcock	Dickey	Hatch	Morgan	Seymour
Baker	Dooling	Hawkins	Nye	Sherer
Baum	Doughty	Henry	O'Brien	Smith J E
Bedell	Puross	Hitchcock	O'Malley	Smith J L
Bell	Desinbery	Holsten	Orr	Smith J T
Bennet	Egan	Honeck	Patton	Smith S W
Blackwell	Everett	Hyman	Phipps	Snyder
Bradley	Fancher	Irwin	Plank	Stevens
Brooks	Fish	Juengst	Poth	Sullivan
Bruckner	Fisher	Kaiser	Price	Swift
Bryan	Fitzgerald	Keenan	Prince	Thorn
Burnett	Fitzpatrick	Kelly	Reilley	Traub
Burns	Fowler	Kelsey	Remsen	Treat
Conger	Frisbie	Knipp	Reynolds	Ulmann
Cook	Galbraith	Landon	Rider	Vacheron
Cooley	Gardiner R	Leggett	Rierdon	Waite
Coons	Gardner C J	Lewis M E	Roberts	Walrath
Costello	Geoghan	Lewis T D	Robinson	Weekes
Cotton	Graeff	Lynn	Rogers	Wilson H
Coughtry	Griffith	Mansfield	Ross	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 922) entitled "An act to amend chapter 198 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany' as amended by chapter 286 of the Laws of 1891 in relation to buildings in said city" (Int. No. 541), was read the third time, having been printed and upon the desks of the

members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dempsey	Hanford	McInerney	Seymour
Ahern	Dickinson	Harburger	McMillan	Sherer
Allds	Dooling	Harris	Meister	Smith J E
Apgar	Doughty	Hasenflug	Nye	Smith J L
Babcock	Duross	Hatch	O'Connell	Smith J T
Baker	Egan	Hawkins	Patton	Smith W H
Baum	Ellis	Henry	Phipps	Snyder
Bedell	Everett	Holsten	Plank	Stevens
Bradley	Fancher	Hyman	Platt	Swarts
Brill	Fish	Juengst	Prince	Swift
Brooks	Fisher	Keenan	Rainey	Thorn
Bruckner	Fitzgerald	Kelly	Remsen	Traub
Burnett	Fitzpatrick	Kelsey	Reynolds	Treat
Burns	Fordyce	Knipp	Rider	Ulmann
Conger	Fowler	Leggett	Roberts	Vacheron
Cooley	Frisbie	Lewis M E	Robinson	Van Name
Coons	Galbraith	Lewis T D	Rodenbeck	Waite
Cotton	Gardiner R	Lynn	Ross	Walrath
Coughtry	Graeff	Mains	Ruehl	Weber
Daly	Griffith	Mansfield	Salyerds	Weekes
Davis	Hallock	Marson	Sanders	Wilson H
DeGraw	Hammond	Mathews	Scanlon	Speaker
Delaney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 920) entitled "An act to amend the Penal Code, in relation to unauthorized offers for sale and unauthorized applications for loans upon real property" (Int. No. 245), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 77 }
} NOES 23 }

Those who voted in the affirmative, were

Adams	Coons	Graeff	O'Malley	Sherer
Ahern	Costello	Griffith	Patton	Smith J E
Allston	Coughtry	Hitchcock	Phillips	Smith J T
Apgar	Darrison	Kelly	Phipps	Smith S W
Axtell	Davis	Kelsey	Plank	Smith W H
Babcock	Doughty	Knipp	Rainey	Snyder
Baker	Duross	Leggett	Reilley	Stevens
Bell	Egan	Lewis M E	Remsen	Sullivan
Bennet	Everett	Lewis T D	Rogers	Swarts
Blackwell	Fancher	Mansfield	Ross	Thorn
Brill	Fish	Marson	Ruehl	Traub
Brooks	Fisher	McMillan	Salverds	Treat
Bryan	Fitzgerald	McQuade	Sanders	Vacheron
Burnett	Fowler	Morgan	Schneider	Walrath
Cook	Galbraith	O'Brien	Seymour	Speaker
Cooley	Gardiner R			

Those who voted in the negative, were

Baum	Dickey	Hammond	Hyman	Poth
Burns	Dooling	Hasenflug	Mathews	Prince
Cadin	Fitzpatrick	Hawkins	McInerney	Van Name
Daly	Geoghan	Holsten	Meister	Wilson H
Delaney	Halpin	Honeck		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 919) entitled "An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in Surrogate's Courts" (Int. No. 57), having been announced for a third reading,

Mr. Vacheron moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith, amended as follows:

Page 2, line 10, after the letter "a" insert the word "daily."

Same page, line 13, after the letter "a" insert the word "daily."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Vacheron, and it was determined in the affirmative.

Mr. Weeks, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted, and placed on the order of third reading.

The bill (No. 369) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Company, against the State for damages alleged to have been sustained by the said S. F. Hess & Company, and to render judgment therefor" (Int. No. 354), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
 { NOES 00 }

Those who voted in the affirmative, were

Adler	Dickey	Hawkins	O'Malley	Schneider
Ahern	Dooling	Henry	Orr	Seymour
Allds	Doughty	Hitchcock	Patton	Smith A R
Apgar	Dusinbery	Honeck	Phipps	Smith J E
Axtell	Egan	Irwin	Plank	Smith J L
Baker	Ellis	Juengst	Platt	Smith J T
Baum	Everett	Keenan	Poth	Smith S W
Bell	Fish	Kelly	Price	Smith W H
Bennet	Fisher	Kelsey	Prince	Snyder
Bradley	Fitzgerald	Landon	Rainey	Stevens
Brill	Fordyce	Leggett	Reilley	Sullivan
Bruckner	Frisbie	Lewis M E	Remsen	Swarts
Bryan	Galbraith	Lewis T D	Reynolds	Swift
Burnett	Gardiner R	Mains	Rider	Thorn
Burns	Gardner C J	Mansfield	Rierdon	Traub
Conger	Geoghan	Marson	Roberts	Treat
Cooley	Graeff	Mathews	Robinson	Ulmann
Coons	Griffith	McInerney	Rogers	Vacheron
Coughtry	Halpin	McKeown	Ross	Waite
Daly	Hanford	McMillan	Ruehl	Weber

Darrison	Harburger	McQuade	Salyerds	Weekes
DeGraw	Harris	Morgan	Sanders	Wilson H
Delaney	Hasenflug	Nye	Scanlon	Wilson W H
Dempsey	Hatch	O'Connell		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 674) entitled "An act to authorize and empower the town boards of the towns in Nassau county to preserve their records by causing the same to be recopied" (Int. No. 611), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
 { NOES 09 }

Those who voted in the negative, were

Adams	Davis	Graeff	Lynn	Rierdon
Ahern	DeGraw	Griffith	Mansfield	Roberts
Allds	Delaney	Halpin	Marson	Robinson
Apgar	Dickey	Hammond	McInerney	Rodenbeck
Babcock	Dickinson	Hanford	McMillan	Ross
Baker	Dooling	Harburger	McQuade	Salyerds
Baum	Doughty	Harris	Meister	Sanders
Bell	Duross	Hasenflug	Morgan	Scanlon
Bennet	Dusinbery	Hatch	O'Brien	Seymour
Blackwell	Egan	Hawkins	O'Connell	Sherer
Bradley	Ellis	Henry	O'Malley	Smith J E
Brill	Everett	Hitchcock	Orr	Smith J L
Brooks	Fancher	Holsten	Patton	Smith S W
Bruckner	Fish	Honeck	Phillips	Snyder
Burnett	Fisher	Irwin	Phipps	Stevens
Burns	Fitzgerald	Juengst	Plank	Swarts
Conger	Fitzpatrick	Keenan	Platt	Thorn
Cook	Fordyce	Kelly	Poth	Treat
Coons	Fowler	Kelsey	Price	Ulmann
Costello	Frisbie	Knipp	Prince	Vacheron
Cotton	Galbraith	Landon	Rainey	Waite
Coughtry	Gardiner R	Leggett	Remsen	Weber
Daly	Gardner C J	Lewis M E	Richter	Weekes
Darrison	Geoghan	Lewis T D		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 623) entitled "An act to provide for compensation for services rendered, and for the reimbursements of moneys expended by the present sheriff of Nassau county for and in discharge of his official duties after the expiration of his present term of office" (Int. No. 568), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Harris	Nye	Schneider
Ahern	Davis	Hasenflug	O'Brien	Seymour
Allds	DeGraw	Hawkins	O'Malley	Sherer
Apgar	Delaney	Henry	Orr	Smith A R
Axtell	Dickinson	Hitchcock	Patton	Smith J E
Babcock	Dooling	Holsten	Phipps	Smith J L
Baum	Doughty	Hyman	Plank	Smith J T
Bedell	Duross	Juengst	Platt	Smith S W
Bell	Egan	Keenan	Price	Smith W H
Bennet	Ellis	Kelly	Prince	Stevens
Bradley	Fancher	Knipp	Rainey	Sullivan
Brill	Fish	Landon	Remsen	Swift
Brooks	Fitzgerald	Leggett	Richter	Thorn
Bruckner	Fowler	Lewis M E	Rierdon	Treat
Burnett	Galbraith	Lynn	Robinson	Ulmann
Burns	Gardiner R	Mains	Rodenbeck	Vacheron
Cadin	Gardner C J	Mansfield	Rogers	Van Name
Conger	Geoghan	Marson	Ruehl	Waite
Cooley	Hallock	McInerney	Salyerds	Walrath
Costello	Halpin	McKeown	Sanders	Weekes
Cotton	Hanford	McQuade	Scanlon	Wilson W H
Coughtry	Harburger	Meister		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 616) entitled "An act to amend the County Law,

being chapter 18 of the general laws, relating to assistant district attorneys of Erie county " (Int. No. 561), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 113 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Cooley	Gardner C J	Mansfield	Ross
Adler	Coons	Graeff	Marson	Sanders
Ahern	Cotton	Hallock	McInerney	Scanlon
Allston	Coughtry	Halpin	McKeown	Schneider
Axtell	Daly	Hanford	McQuade	Sherer
Apgar	Darrison	Harburger	Meister	Smith A R
Babcock	DeGraw	Harris	Morgan	Smith J L
Baker	Delaney	Hasenflug	O'Brien	Smith J T
Baum	Dickinson	Hawkins	O'Connell	Smith S W
Bedell	Dooling	Henry	Orr	Snyder
Bell	Duross	Holsten	Patton	Sullivan
Bennet	Egan	Honeck	Phillips	Swarts
Blackwell	Ellis	Irwin	Plank	Traub
Bradley	Everett	Juengst	Poth	Ulmann
Brill	Fancher	Keenan	Prince	Vacheron
Brooks	Fisher	Kelly	Rainey	Van Name
Bruckner	Fitzgerald	Kelsey	Remsen	Waite
Bryan	Fitzpatrick	Knipp	Richter	Walrath
Burnett	Fordyce	Landon	Rierdon	Weber
Burns	Fowler	Lewis M E	Roberts	Weekes
Cadin	Frisbie	Lewis T D	Robinson	Wilson H
Conger	Galbraith	Lynn	Rodenbeck	Wilson W H
Cook	Gardiner R	Mains		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 431) entitled "An act relating to certain assessments for the grading and paving of Sea Breeze avenue in the former town of Gravesend in the county of Kings " (Int. No. 408), was read the third time, having been printed and upon the desks

of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }
 { NOES 00 }

Those who voted in the affirmative, were

Adler	Darrison	Hammond	McInerney	Salyerds
Ahern	Davis	Hanford	McMillan	Sanders
Allds	DeGraw	Harburger	McQuade	Scanlon
Apgar	Delaney	Harris	Meister	Seymour
Axtell	Dempsey	Hatch	Morgan	Sherer
Baker	Dickey	Hawkins	O'Brien	Smith A R
Baum	Dickinson	Henry	O'Connell	Smith J E
Bedell	Doughty	Holsten	Orr	Smith J T
Bennet	Duross	Hyman	Patton	Smith S W
Blackwell	Dusinbery	Irwin	Phipps	Stevens
Bradley	Egan	Kaiser	Plank	Sullivan
Brill	Ellis	Keenan	Poth	Swarts
Bruckner	Fish	Kelly	Price	Swift
Bryan	Fisher	Kelsey	Rainey	Thorn
Burnett	Fitzpatrick	Knipp	Reilley	Traub
Burns	Fordyce	Landon	Reynolds	Ulmann
Cadin	Galbraith	Leggett	Rider	Van Name
Cook	Gardiner R	Lewis T D	Rierdon	Waite
Cooley	Gardner C J	Lynn	Roberts	Walrath
Coons	Graeff	Mains	Rodenbeck	Weber
Costello	Griffith	Mansfield	Rogers	Weekes
Cotton	Halpin	Mathews	Ross	Wilson H
Coughtry				

Mr. Van Name moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 9 }
 { NOES 71 }

Those who voted in the affirmative, were

Baum	Bruckner	Dickey	Duross	Van Name
Bradley	Burns	Dooling	Kelly	

Those who voted in the negative, were

Adams	Cadin	Hallock	Mansfield	Ruehl
Adler	Cooley	Hammond	McQuade	Salyerds
Ahern	Coons	Hanford	Morgan	Schneider
Allston	Costello	Hasenflug	O'Malley	Smith J T
Apgar	Davis	Henry	Patton	Smith S W
Axtell	DeGraw	Hitchcock	Phipps	Snyder
Baker	Delaney	Holsten	Plank	Stevens
Bedell	Dickinson	Honeck	Platt	Swift
Bell	Egan	Kelsey	Prince	Traub
Bennet	Ellis	Knipp	Remsen	Treat
Blackwell	Everett	Landon	Reynolds	Walrath
Brill	Fish	Leggett	Robinson	Weber
Brooks	Fisher	Lewis M E	Rodenbeck	Weekes
Bryan	Fowler	Lewis T D	Ross	Wilson H
Burnett				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 213) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and the comptroller of said city to pay to William Anderson, compensation for services rendered to said city in the department of finance, and in the law department, in the years 1899 and 1900 as an expert stenographer, in relation to matters in litigation in the borough of Queens" (Int. No. 213), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 120 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	Morgan	Scanlon
Adler	Davis	Hanford	Nye	Schneider
Ahern	DeGraw	Harris	O'Connell	Sherer
Allston	Delaney	Hasenflug	O'Malley	Smith A R
Axtell	Dempsey	Hatch	Orr	Smith J E
Babcock	Dickey	Hawkins	Patton	Smith J L
Baker	Dickinson	Henry	Phillips	Smith J T
Bedell	Dooling	Hitchcock	Phipps	Smith S W
Bell	Duross	Honeck	Plank	Snyder
Bennet	Dusinbery	Juengst	Platt	Stevens
Blackwell	Egan	Keenan	Poth	Sullivan
Bradley	Ellis	Kelly	Price	Swarts
Brooks	Everett	Kelsey	Prince	Swift
Bruckner	Fish	Knipp	Reilley	Thorn
Bryan	Fitzgerald	Landon	Reynolds	Treat
Burnett	Fitzpatrick	Leggett	Richter	Ulmann
Burns	Fordyce	Lewis M E	Rider	Vacheron
Conger	Frisbie	Lewis T D	Roberts	Van Name
Cook	Galbraith	Lynn	Robinson	Walrath
Cooley	Gardner C J	Mains	Rodenbeck	Weber
Coons	Geoghan	Marson	Rogers	Weekes
Costello	Griffith	McInerney	Ross	Wilson H
Cotton	Hallock	McMillan	Ruehl	Wilson W H
Coughtry	Halpin	McQuade	Sanders	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 785) entitled "An act authorizing and directing the comptroller of the city of New York to pay the claims of the members of the old board of assessors of the former city of Brooklyn for services rendered to the city of New York since January 1, 1898, as assessors of taxes and assessments, until the appointment of their successors under and pursuant to the charter of the Greater New York" (Int. No. 689), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 107 }
 } NOES 1 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	McInerney	Rogers
Adler	Daly	Harris	McMillan	Ruehl
Allds	Davis	Hasenflug	Meister	Salyerds
Allston	DeGraw	Hawkins	Morgan	Schneider
Axtell	Delaney	Henry	Nye	Sherer
Babcock	Dickey	Holsten	O'Brien	Smith A R
Baker	Dickinson	Honeck	O'Malley	Smith J L
Baum	Doughty	Hyman	Orr	Smith J T
Bedell	Egan	Juengst	Patton	Smith S W
Bell	Ellis	Kaiser	Phillips	Snyder
Blackwell	Fancher	Keenan	Phipps	Stevens
Bradley	Fish	Kelly	Plank	Sullivan
Brill	Fitzgerald	Knipp	Platt	Swift
Brooks	Fordyce	Landon	Poth	Traub
Bruckner	Frisbie	Leggett	Prince	Treat
Bryan	Gardiner R	Lewis M E	Rainey	Vacheron
Burnett	Gardner C J	Lewis T D	Reynolds	Van Name
Cadin	Graeff	Mains	Richter	Waite
Conger	Griffith	Mansfield	Rider	Weber
Cook	Hallock	Marson	Roberts	Weekes
Coons	Halpin	Mathews	Rodenbeck	Wilson W H
Costello	Hammond			

In the negative,

Sanders

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 386) entitled "An act to legalize the proceedings of the city of Buffalo had or taken for the purpose of paving a part of Bailey avenue in said city" (Int. No. 371), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hammond	McInerney	Salyerds
Adler	DeGraw	Hanford	McKeown	Sanders
Alds	Dempsey	Harris	McMillan	Scanlon
Allston	Dickey	Hasenflug	Meister	Seymour
Axtell	Dickinson	Hatch	Nye	Sherer
Babcock	Dooling	Hawkins	O'Brien	Smith A R
Baum	Duross	Henry	O'Malley	Smith J E
Bell	Dusinbery	Hitchcock	Orr	Smith J T
Bennet	Egan	Holsten	Phillips	Smith S W
Blackwell	Ellis	Honeck	Phipps	Smith W H
Bradley	Fancher	Juengst	Plank	Stevens
Brooks	Fish	Kaiser	Poth	Sullivan
Bruckner	Fisher	Keenan	Price	Swarts
Burnett	Fitzgerald	Kelly	Prince	Swift
Burns	Fitzpatrick	Kelsey	Rainey	Thorn
Cadin	Fordyce	Knipp	Reilley	Traub
Conger	Fowler	Leggett	Reynolds	Treat
Cooley	Galbraith	Lewis M E	Richter	Ulmann
Coons	Gardiner R	Lewis T D	Rierdon	Vacheron
Costello	Gardner C J	Lynn	Robinson	Van Name
Cotton	Geoghan	Mains	Rogers	Walrath
Coughtry	Griffith	Mansfield	Ross	Weekes
Darrison	Hallock	Mathews	Ruehl	Wilson H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 542) entitled "An act to provide for the acquisition and improvement by the city of Troy of certain lands in said city for public park purposes" (Int. No. 175), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dickey	Hanford	Morgan	Scanlon
Adler	Dickinson	Harburger	Nye	Seymour
Allds	Dooling	Hasenflug	O'Brien	Sherer
Allston	Doughty	Hatch	O'Malley	Smith A R
Axtell	Duross	Henry	Orr	Smith J L
Baker	Dusinbery	Hitchcock	Patton	Smith J T
Baum	Egan	Honeck	Phillips	Smith S W
Bell	Everett	Irwin	Phipps	Smith W H
Blackwell	Fancher	Kaiser	Plank	Snyder
Brooks	Fish	Keenan	Platt	Stevens
Bruckner	Fisher	Kelly	Poth	Sullivan
Burnett	Fitzgerald	Kelsey	Price	Swarts
Burns	Fitzpatrick	Knipp	Prince	Swift
Conger	Fordyce	Landon	Rainey	Thorn
Cook	Frisbie	Lewis M E	Remsen	Traub
Coons	Galbraith	Lewis T D	Richter	Treat
Costello	Gardiner R	Lynn	Rider	Ulmann
Coughtry	Gardner C J	Mains	Roberts	Vacheron
Daly	Geoghan	Mansfield	Robinson	Van Name
Davis	Graeff	Marson	Rogers	Waite
DeGraw	Griffith	McInerney	Ross	Walrath
Delaney	Hallock	McMillan	Ruehl	Weber
Dempsey	Hammond	McQuade	Sanders	Weekes

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 443) entitled "An act to amend the Election Law, relative to duties of county board of canvassers" (Int. No. 420), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hanford	McQuade	Salyerds
Ahern	Delaney	Harburger	Meister	Sanders
Allds	Dempsey	Hasenflug	Nye	Scanlon

Axtell	Dickey	Hatch	O'Brien	Schneider
Baker	Dooling	Hawkins	O'Malley	Sherer
Baum	Doughty	Hitchcock	Orr	Smith A R
Bell	Duross	Holsten	Phillips	Smith J L
Bennet	Egan	Hyman	Phipps	Smith J T
Bradley	Ellis	Juengst	Plank	Smith W H
Brill	Fancher	Kaiser	Platt	Snyder
Brooks	Fish	Keenan	Price	Stevens
Bruckner	Fisher	Kelly	Prince	Sullivan
Bryan	Fitzpatrick	Kelsey	Reilley	Swarts
Burnett	Fordyce	Landon	Remsen	Swift
Burns	Fowler	Leggett	Reynolds	Treat
Conger	Galbraith	Lewis M E	Richter	Ulmann
Cooley	Gardiner R	Lewis T D	Rider	Vacheron
Coons	Geoghan	Mains	Rierdon	Van Name
Costello	Graeff	Mansfield	Robinson	Waite
Coughtry	Griffith	Mathews	Rodenbeck	Weber
Daly	Hallock	McInerney	Ross	Weekes
Darrison	Halpin	McMillan	Ruehl	Wilson H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 221) entitled "Concurrent resolution proposing an amendment to section 2 of article 3 of the Constitution, relative to the terms of office of members of the Assembly" (Int. No. 221), having been announced for a third reading,

On motion of Mr. Fish, and by unanimous consent, said bill was ordered placed on the third reading calendar for to-morrow.

The bill (No. 733) entitled "An act to amend the Town Law, relative to the compensation of town officers" (Int. No. 657), having been announced for a second reading,

On motion of Mr. Kelsey, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 313) entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments" (Int. No. 313), having been announced for a second reading,

On motion of Mr. S. W. Smith, and by unanimous consent, said bill was ordered placed on the second reading calendar for to-morrow.

The bill (No. 1003) entitled "An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers" (Int. No. 605), was read the second time.

On motion of Mr. Phillips, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 929) entitled "An act to amend the Town Law, relating to the term of office of collectors" (Int. No. 343), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 930) entitled "An act authorizing and directing the common council of the city of Rochester to cause to be issued bonds of said city, the proceeds of the sale thereof to be credited to the building fund of the board of education, for the purpose of erecting high school buildings" (Int. No. 646), was read the second time.

On motion of Mr. M. E. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 925) entitled "An act to amend section 34 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government thereof' relative to auctioneers" (Int. No. 29), was read the second time.

On motion of Mr. J. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 926) entitled "An act to amend the Village Law and the Town Law, in relation to the protection of the rights of taxpayers" (Int. No. 117), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 956) entitled "An act making an appropriation for the care, maintenance and repairs of the quarantine establishment at the quarantine station" (Int. No. 314), was read the second time.

On motion of Mr. Waite, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 959) entitled "An act to reappropriate a certain sum for the construction of a foot bridge over the Erie canal on Brainard street, in the village of Whitesboro, county of Oneida,

and making an additional appropriation therefor" (Int. No. 577), was read the second time.

On motion of Mr. Brill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 957) entitled "An act to incorporate the Milanville Bridge Company and authorizing it to construct, maintain and operate a bridge over the Delaware river" (Int. No. 384), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1041) entitled "An act making an appropriation for the support of government" (Int. No. 173), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 998) entitled "An act to provide for a commission to revise, amend, reform, simplify, abridge and codify the laws, rules, practice, pleadings, forms and proceedings of the municipal court of the city of New York, and the laws, rules, etc., relating to the clerks, officers and attendants thereof, and the marshals attached thereto" (Int. No. 99), was read the second time.

On motion of Mr. H. Wilson, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to legalize, ratify and confirm a special election or appropriation meeting, held in the city of Middletown, on the third day of October, 1900, and providing for the issue of bonds in accordance therewith." (No. 765, Int. No. 303.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Middletown.

"An act to amend the Highway Law, relating to the removal of stone from highways." (No. 90, Senate reprint No. 467, Int. No. 90.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend section 86 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' relative to the amount of money to be raised for the fire department fund." (No. 762, Int. No. 510.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Auburn.

"An act to permit the payment of certain assessments for street improvements in the city of Schenectady upon certain terms and directing the repayment of certain moneys paid for assessments." (No. 106, Int. No. 106.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Schenectady.

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the fixing of salaries or compensation of all officers to be elected at the succeeding charter election or to be appointed by the succeeding common council." (No. 104, Int. No. 104.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Schenectady.

"An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' as amended by section 2 of chapter 330 of the Laws of 1899, relating to the classification and compensation of policemen." (No. 343, Int. No. 12.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Utica.

"An act for the relief of the First Universalist Society of Mount Vernon, N. Y., a religious corporation." (No. 121, Int. No. 121.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Mount Vernon.

"An act to amend chapter 269 of the Laws of 1852, entitled 'An act to amend the charter of the Church Charity Foundation, in the county of Kings,' as amended by chapter 428 of the Laws of 1868, entitled "An act further to amend the charter of the Church Charity Foundation of the county of Kings, and to extend the territorial limits thereof," relative to the number of managers, etc." (No. 285, Int. No. 285.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to legalize, validate and confirm certain deeds of conveyance arising out of tax sales heretofore made by the treasurer of Ontario county." (No. 153, Int. No. 153.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend section 3391 of the Code of Civil Procedure, relative to proceedings for the sale of corporate real property." (No. 648, Int. No. 276.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants,' relative to exemption from examination." (No. 773, Int. No. 386.)

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Waite gave notice that on February 20, 1901, he would call up the bill (No. 128) entitled "An act to legalize and confirm certain appointments as firemen, and to make such appointees members of the fire department of the city of New York" (Int. No. 128), the same having been laid aside on the order of third reading.

On motion of Mr. Kelsey, the House adjourned.

WEDNESDAY, FEBRUARY 20, 1901.

The House met pursuant to adjournment.

Prayer by Rev. John J. Lawrence.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

The privileges of the floor were extended to Hon. Cyrus B. Gale and Hon. Frederick L. Writner.

Mr. Speaker presented the following communication:

Memorial to Congress, State of Minnesota, Thirty-second session of the Legislature, S. F. No. 94.

A joint resolution of the Senate and House of Representatives of the State of Minnesota, making application to the Congress of the United States, under article five (5) of the Constitution, for the submission of an amendment to said Constitution, making United States Senators elective in the several states, by popular vote.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. The Legislature of the State of Minnesota hereby makes application to the Congress, under provisions of article

five (5) of the Constitution of the United States, for the calling of a convention to propose an amendment to the Constitution of the United States, making United States Senators elective in the several states by direct vote of the people.

§ 2. The Secretary of State is hereby directed to transmit copies of this application to the Senate, House of Representatives of the Congress and copies to the members of the said Senate and House of Representatives from this State; also to transmit copies hereof to the presiding officers of each of the Legislatures now in session in the several states, requesting their co-operation.

Approved, February 9, 1901.

STATE OF MINNESOTA—DEPARTMENT OF STATE.

I, P. E. Hanson, Secretary of State of the State of Minnesota, do hereby certify that I have compared the annexed copy with the original resolution in my office of a joint resolution of the Senate and House of Representatives of the State of Minnesota, being Senate File No. 94, duly approved February 9, 1901, filed in this office February 9, 1901, and that said copy is a true and correct transcript of said resolution and of the whole thereof.

In testimony whereof I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol in Saint Paul, this thirteenth day of February, A. D., nineteen hundred and one.

P. E. HANSON,
Secretary of State.

Which was referred to the committee on the judiciary.

Mr. Adler introduced a bill entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Patrick Masterson, formerly a policeman, for reinstatement in the police department of the city of New York" (Int. No. 934), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York charter, relative to the powers of the fire commissioner" (Int. No. 935), which was read the first time and referred to the committee on affairs of cities.

Mr. Adams introduced a bill entitled "An act transferring names of former employees of the uniformed departments of the New York and Brooklyn bridge, now on a special civil service list to a preferred list in Schedule 'C' police department" (Int. No. 936), which was read the first time, and referred to the committee on affairs of cities.

Mr. Babcock introduced a bill entitled "An act to amend the Agricultural Law, relating to tests to ascertain the amount of fats in milk" (Int. No. 937), which was read the first time, and referred to the committee on agriculture.

Mr. Bedell introduced a bill entitled "An act to regulate the letting or leasing of telegraphic quotation tickers and furnishing quotations or prices by means thereof" (Int. No. 938), which was read the first time, and referred to the committee on general laws.

Also, a bill entitled "An act to amend the Railroad Law, in relation to forfeiture of corporate existence" (Int. No. 939), which was read the first time, and referred to the committee on railroads.

Mr. Bennet introduced a bill entitled "An act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof'" (Int. No. 940), which was read the first time, and referred to the committee on the judiciary.

Mr. Bruckner introduced a bill entitled "An act to amend chapter 147 of the Laws of 1894, entitled 'An act to provide for the construction of a bridge over the Harlem river in the city of New York'" (Int. No. 941), which was read the first time, and referred to the committee on commerce and navigation.

Mr. Brooks introduced a bill entitled "An act to amend chapter 685 of the Laws of 1892, entitled 'An act in relation to municipal corporations, constituting chapter 17 of the general laws'" (Int. No. 942), which was read the first time, and referred to the committee on affairs of cities.

Mr. Cotton introduced a bill entitled "An act to amend the Greater New York charter, in relation to the method of selecting city magistrates" (Int. No. 943), which was read the first time, and referred to the committee on affairs of cities.

Mr. Coughtry introduced a bill entitled "An act to authorize the city treasurer of the city of Albany to cancel and annul certain sales to the city of Albany for assessments affecting property in the Eighteenth ward of the city of Albany, and directing the treasurer to mark such sales accordingly" (Int. No. 944), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the county treasurer of the county of Albany to cancel and annul certain sales to the city of Albany for taxes and water rents, affecting property in the Eighteenth ward of the city of Albany and directing the county treasurer to mark such sales accordingly" (Int. No. 945), which was read the first time, and referred to the committee on affairs of cities.

Mr. DeGraw introduced a bill entitled "An act making an appropriation for the relief and maintenance of 'The United States Volunteer Life Saving Corps of the State of New York (inland waters)'" (Int. No. 946), which was read the first time, and referred to the committee on ways and means.

Mr. R. Gardiner introduced a bill entitled "An act to amend chapter 225 of the Laws of 1896, entitled 'An act in relation to the poor, constituting chapter 27 of the general laws'" (Int. No. 947), which was read the first time, and referred to the committee on general laws.

Mr. Graeff introduced a bill entitled "An act to provide for the construction of a dam at Dead Water pond, Essex county, for the purpose of restoring the flow of water taken for the benefit of canals, and making an appropriation therefor" (Int. No. 948), which was read the first time, and referred to the committee on ways and means.

Mr. Halpin introduced a bill entitled "An act to amend the Greater New York charter, relating to the police department of the city of New York" (Int. No. 949), which was read the first time, and referred to the committee on affairs of cities.

Mr. Remsen introduced a bill entitled "An act to provide for the immediate sewerage and drainage of the Twenty-ninth and Thirty-second wards of the borough of Brooklyn of the city of New York, and to regulate the payment of assessments for the construction thereof" (Int. No. 950), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act prescribing the proceedings to be taken relating to certain improvements in the Twenty-ninth, Thirtieth, Thirty-first and Thirty-second wards in the borough of Brooklyn in the city of New York, and providing the manner in which bonds shall be issued therefor" (Int. No. 951), which was

read the first time, and referred to the committee on affairs of cities.

Mr. Seymour introduced a bill entitled "An act to amend the Greater New York charter, in reference to public school janitors" (Int. No. 952), which was read the first time, and referred to the committee on affairs of cities.

Mr. Sherer introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay certain persons compensation for services actually rendered to the city of New York in the office of the commissioner of jurors for the boroughs of Manhattan and the Bronx in the year 1899, pending the preparation of municipal civil service eligible lists for the position of jury notice servers in said office" (Int. No. 953), which was read the first time, and referred to the committee on affairs of cities.

Mr. S. W. Smith introduced a bill entitled "An act to amend the Town Law, in relation to the oath of office of overseer of highways" (Int. No. 954), which was read the first time, and referred to the committee on internal affairs.

Mr. Weekes introduced a bill entitled "An act to prevent adulteration of and deception in the sale of drugs, chemicals and other substances" (Int. No. 955), which was read the first time, and referred to the committee on public health.

Also, a bill entitled "An act to amend the Code of Civil Procedure, relative to the appointment of guardian for infant plaintiff" (Int. No. 956), which was read the first time, and referred to the committee on codes.

Also, a bill entitled "An act to amend the Code of Civil Procedure, relative to security for costs" (Int. No. 957), which was read the first time, and referred to the committee on codes.

Mr. H. Wilson introduced a bill entitled "An act to make the city of New York liable for the injuries to the buildings on Greene avenue, in the borough of Brooklyn, city of New York, caused by the construction of the Greene avenue relief sewer" (Int. No. 958), which was read the first time, and referred to the committee on affairs of cities.

Mr. Burnett introduced a bill entitled "An act to amend section 2802 of the Code of Civil Procedure, relative to annual accounts

by trustees" (Int. No. 959), which was read the first time, and referred to the committee on codes.

Mr. Hatch introduced a bill entitled "An act to classify and grade the employes of courts of record in the State of New York and to establish rates of compensation for them" (Int. No. 960), which was read the first time, and referred to the committee on the judiciary.

Mr. Fish introduced a bill entitled "An act to amend an act entitled 'An act relating to real property,' constituting chapter 46 of the general laws, relating to investments by trustees and others" (Int. No. 961), which was read the first time, and referred to the committee on the judiciary.

Mr. Axtell introduced a bill entitled "An act to legalize the election and official acts of persons heretofore elected as officers of fire districts outside of cities and incorporated villages" (Int. No. 962), which was read the first time, and referred to the committee on internal affairs.

Mr. Ahearn introduced a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relating to ordinances and franchises" (Int. No. 963), which was read the first time, and referred to the committee on affairs of cities.

Mr. Axtell introduced a bill entitled "An act to amend chapter 700 of the Laws of 1895, entitled 'An act to extend the time of commencement or construction or completion of railroads other than street surface railroads' as amended by chapter 647 of the Laws of 1899" (Int. No. 964), which was read the first time, and referred to the committee on railroads.

By unanimous consent,

Mr. Snyder introduced a bill entitled "An act to authorize the Kingston board of education to issue bonds for the erection of a school house in primary school district No. 11 of the Kingston school district, and an addition to the Kingston academy" (Int. No. 967), which was read the first time.

On motion of Mr. Snyder, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on public education.

By unanimous consent,

Mr. Patton introduced a bill entitled "An act to revise and

amend chapter 370 of the Laws of 1897, relating to the village of Lancaster" (Int. No. 968), which was read the first time.

On motion of Mr. Patton, and by unanimous consent, said bill was read the second time and ordered to a third reading.

By unanimous consent,

Mr. Doughty introduced a bill entitled "An act providing for the construction of a trunk sewer and disposal plant in the westerly portion of the Fifth ward, in the borough of Queens, in the city of New York" (Int. No. 969), which was read the first time, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. O'Brien introduced a bill entitled "An act to amend section 107 of title 2 of chapter 3 of part 4 of the revised statutes, relating to State prisons, as amended by chapter 623 of the Laws of 1897, relative to the powers of the board of classification" (Int. No. 970), which was read the first time, and referred to the committee on State prisons.

By unanimous consent,

Mr. Doughty introduced a bill entitled "An act to amend the Greater New York charter, relative to offensive trades in the several boroughs of the city of New York, and to provide compensation for the persons conducting such trades upon the discontinuing of the same" (Int. No. 971), which was read the first time, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Sullivan introduced a bill entitled "An act for the relief of the congregation Holy House of Jacob, for unpaid taxes" (Int. No. 972), which was read the first time.

On motion of Mr. Sullivan, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on taxation and retrenchment.

By unanimous consent,

Mr. McKeown introduced a bill entitled "An act to incorporate the Fidelity Mutual Title Insurance Company" (Int. No. 973), which was read the first time.

On motion of Mr. McKeown, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on insurance.

By unanimous consent,

Mr. Treat introduced a bill entitled "An act to amend section 57 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' as amended by chapter 230 of the Laws of 1880" (Int. No. 974), which was read the first time, and referred to the committee on affairs of cities.

By unanimous consent,

Also, a bill entitled "An act to amend sections 72 and 86 of chapter 53 of the Laws of 1870, entitled 'An act to revise the charter of the city of Auburn' and the several acts amendatory thereof" (Int. No. 975), which was read the first time, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Ross introduced a bill entitled "An act to amend chapter 671 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' relative to public instruction in said city" (Int. No. 965), which was read the first time, and referred to the committee on affairs of cities.

By unanimous consent,

Also, a bill entitled "An act to authorize the common council of the city of Cohoes to borrow money for the present needs of the board of education of said city, and to enable it to continue the schools of said city until the next apportionment of the general city tax, and to issue bonds and certificates of indebtedness for the amount so borrowed" (Int. No. 966), which was read the first time, and referred to the committee on affairs of cities.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' and the several acts amendatory thereof, relative to wards, officers, terms of office and elections" (No. 336, Rec. No. 65), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 365 of the Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases,' as amended by chapter 326 of the Laws of 1884, and chapter 174 of the Laws of 1898, relative to the matters required to be

alleged in the petition " (No. 479, Rec. No. 66), which was read the first time and referred to the committee on the judiciary.

"An act to amend section 2528 of the Code of Civil Procedure, relative to appearance in any proceeding in the Surrogate's Court " (No. 516, Rec. No. 67), which was read the first time and referred to the committee on codes.

"An act to authorize the city of Little Falls to raise \$2,000 additional for the fire and police fund to be used for the purchase of fire apparatus in the year 1901 " (No. 532, Rec. No. 68), which was read the first time and referred to the committee on affairs of cities.

"An act authorizing appropriations by the board of supervisors of Rockland county for the support and maintenance of inmates of the Nyack hospital " (No. 382, Rec. No. 69), which was read the first time.

On motion of Mr. Dickey, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Dickey, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Hanford	McInerney	Ruehl
Ahern	Delaney	Harburger	McKeown	Salyerds
Allston	Dempsey	Harris	McMillan	Scanlon
Axtell	Dickey	Hatch	McQuade	Schneider
Baker	Dickinson	Hawkins	Morgan	Sherer
Baum	Dooling	Henry	Nye	Smith A R
Bedell	Doughty	Hitchcock	O'Connell	Smith J E
Bell	Dusinbery	Holsten	Orr	Smith J L
Blackwell	Egan	Hyman	Phillips	Smith J T
Bradley	Everett	Irwin	Plank	Smith S W
Brill	Fancher	Juengst	Poth	Smith W H

Brooks	Fisher	Keenan	Price	Snyder
Bruckner	Fitzgerald	Kelly	Prince	Sullivan
Bryan	Fitzpatrick	Kelsey	Rainey	Swarts
Burns	Fordyce	Knipp	Reilley	Swift
Cadin	Fowler	Landon	Remsen	Traub
Conger	Frisbie	Leggett	Richter	Treat
Cooley	Gardiner R	Lewis M E	Rider	Vacheron
Coons	Gardner C J	Lynn	Rierdon	Van Name
Costello	Geoghan	Mains	Roberts	Weber
Coughtry	Graeff	Mansfield	Rodenbeck	Weekes
Daly	Griffith	Marson	Rogers	Wilson W H
Darrison	Hallock	Mathews	Ross	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to revise, amend and consolidate the several acts relating to the village of Montgomery, in the county of Orange, and to repeal certain acts in relation thereto" (No. 546, Rec. No. 70), which was read the first time.

On motion of Mr. Bedell, and by unanimous consent, said bill was read the second time, and ordered to a third reading and referred to the committee on affairs of villages.

"An act to change the name of the Orphan Asylum Society of the Reformed churches of Brooklyn and New York" (No. 431, Rec. No. 71), which was read the first time and referred to the committee on charitable and religious societies.

"An act to compel the Onondaga South Hollow Religious Society to dispose of its real estate, and directing the disposition of the proceeds of such sale" (No. 119, Rec. No. 72), which was read the first time, and referred to the committee on charitable and religious societies.

"An act to amend the charter of the city of Rensselaer, and to annex to said city portions of the towns of East Greenbush and North Greenbush, including the village of Bath-on-the-Hudson, and to increase the number of wards in said city, and to make certain provisions incident thereto" (No. 484, Rec. No. 73), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 166 of the Laws of 1895, entitled 'An act to incorporate the trustees of scenic and historic places and

objects and to provide for the care of certain property of the State' as amended by chapter 32 of the Laws of 1898" (No. 211, Rec. No. 74), which was read the first time and referred to the committee on general laws.

"An act to amend chapter 440 of the Laws of 1897, entitled 'An act to make the office of the county clerk of Sullivan county a salaried office, and to regulate the management of said office,' relating to audits by the board of supervisors" (No. 544, Rec. No. 75), which was read the first time.

On motion of Mr. Dusingery, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

Mr. Duross offered for the consideration of the House a resolution, in the words following:

Resolved, That 5,000 copies of the veto message of the mayor of the city of New York on the police bill be printed for the use of the members.

Said resolution was referred to the committee on public printing.

Mr. Seymour offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed 2,500 additional copies of Assembly bill No. 759, entitled "An act regulating and legalizing the practice of osteopathy in the state of New York, and fixing penalties for the violation thereof," for use in the Assembly.

Said resolution was referred to the committee on public printing.

The Senate returned the concurrent resolution offered by Mr. Babcock, January 28, 1901, relative to oleomargarine, with a message that they have concurred in the passage of the same, without amendment.

A message from the Governor, by the hand of his Secretary, was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority

thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 989, introductory No. 854, entitled "An act to legalize the action of boards of supervisors in any county in this State in changing the time of holding town meetings."

Given under my hand and the privy seal of the State at the Capitol in the city of Albany this twentieth day of February in the year of our Lord one thousand nine hundred and one.

B. B. ODELL, JR.

By the Governor:

JAS. G. GRAHAM,

Secretary to the Governor.

Said bill having been announced for a third reading, was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the negative, were

Adams	Davis	Hammond	McKeown	Ruehl
Adler	DeGraw	Hanford	McQuade	Salyerds
Ahern	Delaney	Harris	Meister	Sanders
Allds	Dempsey	Hasenflug	Morgan	Scanlon
Allston	Dickey	Hatch	Nye	Seymour
Axtell	Dickinson	Hawkins	O'Brien	Sherer
Babcock	Dooling	Henry	O'Connell	Smith A R
Baker	Doughty	Hitchcock	O'Malley	Smith J E
Baum	Duross	Holsten	Patton	Smith J L
Bedell	Dusinbery	Honeck	Phillips	Smith J T
Bell	Egan	Hyman	Phipps	Smith S W
Bennet	Ellis	Irwin	Plank	Smith W H
Blackwell	Fancher	Juengst	Platt	Stevens
Brill	Fish	Kaiser	Price	Sullivan
Brooks	Fitzgerald	Keenan	Prince	Swarts
Bruckner	Fitzpatrick	Kelly	Rainey	Swift
Bryan	Fordyce	Kelsey	Reilley	Thorn
Burns	Fowler	Knipp	Remsen	Traub

Cadin	Frisbie	Landon	Reynolds	Ulmann
Cook	Galbraith	Leggett	Richter	Vacheron
Cooley	Gardiner R	Lewis M E	Rider	Van Name
Coons	Gardner C J	Lewis T D	Rierdon	Waite
Costello	Geoghan	Lynn	Roberts	Walrath
Cotton	Graeff	Mains	Robinson	Weber
Coughtry	Griffith	Mansfield	Rogers	Wilson H
Daly	Hallock	Marson	Ross	Wilson W H
Darrison	Halpin	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Darrison called up the bill (No. 174) entitled "An act to authorize the purchase of a site for, and the erection thereon of, a town-house in and for the town of Wheatfield in Niagara county, New York, with certain moneys belonging to said town" (Int. No. 186), heretofore recalled from the Governor, pursuant to concurrent resolution of the Senate and Assembly.

Mr. Darrison moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	DeGraw	Honeck	Patton	Seymour
Adler	Dempsey	Irwin	Phillips	Smith A R
Ahern	Dickinson	Juengst	Phipps	Smith J E
Allds	Dooling	Kaiser	Plank	Smith J L
Allston	Doughty	Keenan	Poth	Smith J T
Axtell	Duross	Kelly	Price	Smith W H
Baker	Egan	Knipp	Prince	Snyder
Bedell	Everett	Landon	Rainey	Stevens
Bell	Fish	Lewis M E	Remsen	Sullivan
Blackwell	Fitzgerald	Lewis T D	Reynolds	Swarts
Brill	Fowler	Mains	Richter	Swift
Bruckner	Frisbie	Marson	Rider	Thorn
Bryan	Galbraith	Mathews	Rierdon	Traub

Burns	Gardner C J	McInerney	Roberts	Treat
Conger	Graeff	McKeown	Robinson	Vacheron
Cook	Hallock	McQuade	Rodenbeck	Van Name
Coons	Halpin	Meister	Ross	Walrath
Costello	Hanford	Morgan	Ruehl	Weber
Cotton	Harris	Nye	Salyerds	Weekes
Daly	Hatch	O'Brien	Sanders	Wilson H
Darrison	Henry	O'Connell	Scanlon	Wilson W H
Davis	Holsten	Orr	Schneider	

Mr. Darrison moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

Insert after the word "Wheatfield" in line 7 of section 1 of said bill the following, to wit; "as stated in this act, provided, however, that a resolution to the effect that said town board so use and expend not exceeding two thousand dollars of any of said moneys belonging to said town shall be submitted, as hereinafter provided, at the hereinafter mentioned biennial town-meeting of the electors of said town of Wheatfield, to a vote by ballot of the electors of such town, and a majority of the votes on such resolution cast at such town-meeting shall be in favor of the adoption of said resolution. Such resolution shall be submitted, at the next biennial town-meeting of the electors of said town of Wheatfield, to a vote by ballot of the electors of such town, which resolution shall be so submitted to such vote, and the vote on such resolution at such town-meeting taken, cast, received and canvassed, and the result of such canvass determined, and entered on the minutes of such meeting, in all respects as is required by the town law and the election law in the case of the submission, under or by virtue of said town law, of a proposition or question to a vote by ballot at a town-meeting of the electors of said town of Wheatfield. The town clerk of said town of Wheatfield shall cause the resolution hereinbefore directed to be submitted as aforesaid to be plainly stated, and shall cause such resolution as so stated to be properly printed on the proper official ballots which shall be provided for use at the said biennial town-meeting, and shall, at the expense of said town of Wheatfield, cause written notice, under his hand, that a vote will be taken by ballot upon such resolution as so stated at such biennial town-meeting to be posted conspicuously, at least ten days before the holding of such town-meeting, in at least four of the most public places in said town of Wheatfield."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Doughty, from the committee on internal affairs, reported said bill, amended as directed, and the same was ordered re-printed and placed on the order of third reading.

By unanimous consent, Mr. Rodenbeck called up the Senate bill (No. 3) entitled "An act to amend the primary election law, relative to filling vacancies in nominations" (Rec. No. 3), heretofore laid aside on the order of third reading.

Said bill having been announced for third reading,

Mr. Rodenbeck moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

Insert in the title of said bill, after the word "nominations" the words "and otherwise," and by erasing and omitting from such bill all of section 2 and inserting in lieu thereof the following:

"§ 2. Subdivision one of section nine of said act, as amended by chapter four hundred seventy-three of the laws of eighteen hundred and ninety-nine, is hereby further amended to read as follows:

"§ 9. Subdivision 1. Committees, and rules and regulations of parties.—Each party shall have a general committee for each county, except that in the city of New York there may be, in lieu of, or in addition to, a general committee for each county wholly therein, a general city committee or general borough committees, or both, as the rules and regulations of the party may prescribe, and except that in each city other than said city of New York, if it be desired by a majority of the members of such general committee elected from the wards of such city, there shall be for such city a city committee to consist of such members so elected from such wards, who shall have power to perfect their own organization under such rules and regulations as they may prescribe for the conduct of the affairs of such party affecting such city and the wards thereof. Any party may also have committees in and for such other political subdivisions as its rules and regulations may prescribe. All members of general committees, and assembly district and ward committees, chosen in or from cities of the first class except as otherwise herein provided, shall be elected at the primary elections, on the annual primary day in the month of September of each year. In the other cities and villages to which this act is applicable, except as otherwise provided in this act, there shall be elected at the primary elections on such day either the members of all general committees elected from such cities or villages or the members from

such cities or villages of the conventions or committees by which members of the general committees are to be appointed, and in such cities and villages the rules of the party may determine whether members of general committees shall be elected at primary elections or by conventions or committees the members of which shall be elected on the annual primary day as above provided, or by conventions or committees which shall have been chosen by delegates who shall have been elected on the annual primary day as above provided. The times when committees elected at primary elections shall take office shall be determined by the rules and regulations of the respective parties, except that such time shall not be later than the first day of January succeeding their election. On the day fixed by the rules [and] regulations, constitution or by-laws of the party, the members of each general county committee or [general] city committee shall meet and organize. They may proceed to make and adopt rules and regulations, but unless so adopted, the rules or regulations adopted by the last preceding county or city [general] committee of said party in said county or city shall remain in full force and effect until repealed or amended in accordance with the provisions of this act. Members of committees shall be apportioned among the various units of representation entitled to representation therein according to the rule hereinafter prescribed for the apportionment of delegates to conventions. Members of committees in villages shall be apportioned and shall hold office as shall be provided in the rules and regulations of parties. Each county or city committee and the officers thereof shall have all the power and authority and shall perform all the duties, in respect to the nominations of officers to serve at general elections, conferred upon the general committee, the county committee, the city committee, the executive committee, or the officers thereof, given to any party in such city or county by section twelve of the election law.

“§ 3. This act shall take effect immediately.”

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Fish, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

By unanimous consent, Mr. Rogers called up the bill (No. 229) entitled “An act to amend chapter 338 of the Laws of 1893, entitled ‘An act in relation to agriculture, constituting articles 2, 3, 4 and 5 of chapter 33 of the general laws, relative to vinegar,’” heretofore laid aside on the order of second reading.

Said bill having been announced for a second reading,

Mr. Rogers moved to amend said bill by substituting therefor the following bill:

AN ACT to amend chapter three hundred and thirty-eight of the laws of eighteen hundred and ninety-three, entitled "An act in relation to agriculture, constituting articles one, two, three, four and five of chapter thirty-three of the general laws, relative to vinegar."

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section fifty of chapter three hundred and thirty-eight of the laws of eighteen hundred and ninety-three is hereby amended so as to read as follows

§ 50. Definition of adulterated vinegar.—All vinegar which contains any proportion of lead, copper, sulphuric acid, or other ingredients injurious to health, or any artificial coloring matter or which has not an acidity equivalent to the presence of at least four and one-half per centum, by weight, of absolute acetic acid, or cider vinegar which has less than such an amount of acidity, or less than two per centum of cider vinegar solids on full evaporation over boiling water, shall be deemed adulterated. The term cider vinegar, when used in this article means vinegar made exclusively from pure apple juice. Provided, however, that cider vinegar made by a farmer in this state, exclusively from apples grown on his land, or their equivalent in cider taken in exchange therefor, shall not be deemed adulterated, if it contain two per centum solids and sufficient alcohol to develop the required amount of acetic acid.

§ 2. This act shall take effect immediately.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill, as amended, was then read the second time, and on motion of Mr. Rogers was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ross, Int. No. 403, entitled "An act to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for public purposes for said city" (No. 835), reported in favor of the passage of the same, with the following amendments:

On page 1, strike out lines 1, 2, 3, 4, 5, 6, 7, 8; also on page 2,

strike out lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and line 12 to the word "No," and insert the following:

"Section 1. Within ten days after the passage of this act, the mayor of the city of Watervliet shall appoint, by certificate in writing, signed by him and filed with the city clerk of said city, two water commissioners, who shall with the mayor, constitute the "board of water commissioners of the city of Watervliet." The mayor for the time being of said city shall be, ex-officio, the chairman of said board, and shall be entitled to vote on all questions. The city clerk shall within five days from the filing of the certificate of such appointment as above provided for, serve a written notice of such appointment on each of the persons so appointed, by delivering the same to such person, or by leaving the same with some person of suitable age and discretion, at the residence of such appointee. One of such commissioners shall hold office until the first day of February, nineteen hundred three, and the remaining commissioner shall hold office until the first day of February, nineteen hundred five, and the term of office of each of said commissioners shall be designated by the mayor in such certificate of appointment. The successors of such commissioners shall be appointed by the mayor of the city of Watervliet in the same manner as hereinbefore provided, at least twenty days prior to the expiration of the term of office of the retiring commissioners, and shall hold office for a term of four years, and the members of said board shall serve without compensation."

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Landon, Int. No. 683, entitled "An act to amend chapter 425 of the Laws of 1896, entitled 'An act to amend the charter of the city of Poughkeepsie'" (No. 758), reported in favor of the passage of the same, with the following amendment:

Page 25, strike out section 24 and insert the following:

"§ 24. Section one hundred and ninety-five of said chapter four hundred and twenty-five, as amended and renumbered two hundred, by chapter six hundred and fifty-nine of the laws of nineteen hundred, is hereby amended so as to read as follows:

"200. [Immediately after the organization of the board of education and the board of trustees of the library as provided in this act, any unexpended balance of moneys on hand appropri-

ated to the board of education for the city library, shall be paid over to the board of trustees of the city library.] The city of Poughkeepsie shall not be liable for the damage or injury sustained by any person in consequence of any street, highway, bridge, culvert, sidewalk or crosswalk in said city being out of repair, unsafe, dangerous, or obstructed by snow, ice or otherwise, in any way or manner, unless actual notice of the defective, unsafe, dangerous or obstructed condition of said street, highway, bridge, culvert or crosswalk shall have been given to the superintendent of public works, or the superintendent of streets, of said city, at least twenty-four hours previous to such damage or injury.

“§ 25. This act shall take effect immediately.”

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bell, Int. No. 263, entitled “An act to empower the board of revision and correction of assessments in the city of New York, in its discretion, to ascertain and determine the damages to the real property of Mary J. Brown, on Nelson avenue, caused by the changing of the original grade of said Nelson avenue at One Hundred and Seventieth street, in said city, borough of Manhattan, and award damages to her to the extent her said real property may have depreciated in value in consequence thereof” (No. 277), reported in favor of the passage of the same, with the following amendments:

Page 2, line 1, strike out the word “Manhattan” and insert the word “Bronx.”

Amend the title by striking out the word “Manhattan” and inserting in lieu thereof the word “Bronx.”

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Galbraith, Int. No. 691, entitled “An act to lay out, establish and regulate a public drive-

way in the city of Troy " (No. 787), reported in favor of the passage of the same, with the following amendment:

Amend section 2 by striking out lines 1 and 2 and the words "of the city of Troy" on the third line, and insert in lieu thereof the following:

"§ 2. The mayor of the city of Troy shall, within ten days after the passage of this act, appoint five residents of the city of Troy, who when appointed."

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schneider, Int. No. 613, entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expenses of providing proper police protection for the grounds of the Pan-American Exposition" (No. 676), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Weekes, Int. No. 216, entitled "An act providing that the police commissioners of the city of New York, in their discretion, may reappoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department, November 24, 1897" (No. 216), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. M. E. Lewis, Int. No. 361, entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the park commissioners" (No. 376), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. M. E. Lewis, Int. No.

867, entitled "An act to amend chapter 524 of the Laws of 1894, entitled 'An act to establish a pension fund for the paid fire department of the city of Rochester'" (No. 1017), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennet, Int. No. 317, entitled "An act to amend chapter 378 of the Laws of 1897, known as the 'Greater New York charter,' relative to the licensing of places of public exhibitions and dancing" (No. 317), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Doughty, Int. No. 721, entitled "An act to lay out and establish a public park at Edgemere, in the borough of Queens, in the city of New York, and for the improvement thereof" (No. 871), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Doughty, Int. No. 722, entitled "An act to amend section 790 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' and define the powers of the fire commissioner" (No. 818), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 723, entitled "An act to amend sections 41 and 54 of chapter 327 of the Laws of 1900, known and designated as "the General City Law' in relation to the terms of office and rooms for the examin-

ing boards of plumbers in cities, etc." (No. 819), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Halpin, Int. No. 692, entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (No. 788), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Darrison, Int. No. 860, entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to the presentation of accounts, claims and demands, and the bringing of actions thereon, the amount of city taxes and the creation of a fund to be known as the street sign fund, the collection of city taxes and the sale of property acquired by the city under such tax sales" (No. 1010), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennet, Int. No. 775, entitled "An act to amend chapter 410 of the Laws of 1882, relative to service of summons in municipal court" (No. 892), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. O'Malley, Int. No. 833, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof in relation to the duties of school boards" (No. 968), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennet, Int. No. 187,

entitled "An act providing that the police commissioners of the city of New York, in their discretion, may reappoint William M. Munde, an ex-policeman of the city of New York, who resigned from said police department March 10, 1897 " (No. 187), reported in favor of the passage of the same, with the following amendments:

Page 2, line 6, after the word "patrolman" insert the words "of the first grade."

Amend the title by adding after the word "policeman" the words "of the first grade."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Adams, Int. No. 647, entitled "An act to reinstate Walter J. Moore to the police force of the city of New York " (No. 723), reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, after the word "authorized" insert the words "and empowered."

Same page, line 4, strike out the words "the then," also the words "of Brooklyn," and insert the word "said."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Henry, Int. No. 889, entitled "An act to amend the Greater New York charter, relative to the school teachers' retirement fund " (No. 1038), reported in favor of the passage of the same, with the following amendment:

Page 4, line 22, after the word "service" insert the following: "All money, pay, compensation or salary or any part thereof forfeited, deducted or withheld from any female superintendent or superintendents or any female teacher or teachers of the normal college and training department for and on account of absence from duty for any cause shall be turned into the teachers' retirement fund by the board of trustees of said college."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 192, entitled "An act in relation to the Kings County Penitentiary, located in the borough of Brooklyn, in the city of New York, providing for the removal of the present penitentiary buildings, the sale of the lands under and adjoining the same, and authorizing the removal of the inmates of said penitentiary" (No. 192), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 10, after the word "advisable" insert the words "to meet the expense of carrying out the provisions of this act, the comptroller is hereby authorized and directed to issue and sell, from time to time, special revenue bonds, in such amount as may be certified by the commissioner of corrections of the city of New York to be necessary for such purpose, not exceeding the sum of twenty-five thousand dollars. No person employed in said Kings county penitentiary at the time of the passage of this act who may be entitled by law to protection in the tenure of his office or employment shall be discharged from such office or employment by reason of the passage of this act, but such person shall be continued in his office or employment in the department of correction in one of the prisons or penitentiaries under the jurisdiction of the commissioner of correction."

OTTO KELSEY,
Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Allston, Int. No. 768, entitled "An act to authorize the city of Little Falls to raise \$2,000 additional for the fire and police fund to be used for the purchase of fire apparatus in the year 1901" (No. 879), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Wilcox, Rec. No. 62, entitled "An act to amend section 87 of chapter 53 of the Laws

of 1879, entitled 'An act to revise the charter of the city of Auburn,' and the several acts amendatory thereof" (No. 498), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Elsborg, Rec. No. 50, entitled "An act to authorize a further appropriation for the maintenance of the Metropolitan Museum of Art in the Central park in the city of New York" (No. 488), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Allston, Int. No. 431, entitled "An act to confirm, ratify and legalize certain assessments for the construction of sewers and adjuncts thereto as local improvements in certain streets and avenues and portions thereof in the city of Little Falls" (No. 454), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 42, entitled "An act to confer upon the Hudson River Water Power Company the power to acquire rights of way in Saratoga, Schenectady and Warren counties, in certain instances" (No. 200), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Fish, Int. No. 251, entitled "An act to amend section 15 of the General Corporation Law, chapter 687 of the Laws of 1892, in relation to certificates of authority of a foreign corporation" (No. 251), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Fish, Int. No. 380, entitled

"An act to amend the Stock Corporation Law, in relation to the sale of corporate franchises and property" (No. 395), reported in favor of the passage of the same, with the following amendments:

Page 2, line 5, after the word "character" insert the words "and a domestic corporation the principal business of which is carried on in, and the principal tangible property of which is located within a state adjoining the state of New York, may with the consent of the holders of ninety-five per centum of its capital stock, sell and convey its property situate without the state of New York, not including its franchises to a corporation organized under the Laws of such adjoining state."

Same page, same line, after the word "character" strike out rest of line; also lines 6, 7, 8, 9, 10 and 11 to the word "and."

Same page, line 12, after the word "shall" insert the words "in case of a sale to a domestic corporation."

Same page, line 13, after the word "transferred" insert the words "and in case of a sale to a foreign corporation the property sold."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Patton, Int. No. 255, entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit'" (No. 721), retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, strike off the letter "s" from the word "sections," and after the word "one" strike out the comma and the words "two, three, four and five."

Same page, line 5, after the word "credit" insert the words "as amended by chapter seven hundred six of the laws of eighteen hundred ninety-five, and chapter two hundred and six of the laws of eighteen hundred ninety-six."

Same page, same line, before the word "hereby" strike out the word "are" and insert the word "is."

Page 2, line 20, insert a bracket at end of line.

Same page, line 21, strike out all of line and the word "chester" at beginning of line 22.

Page 3, line 6, after the word "year" strike out the word "This" and all of line 7, and insert "§ 2. Sections two, three, four and five of said chapter three hundred twenty-six are hereby amended to read respectively as follows:"

Same page, line 14, underscore the words "Every such."

Page 4, line 7, underscore the word "banks."

Page 8, line 1, underscore "um" in the word "centum."

Same page, line 6, underscore "um" in the word "centum."

Same page, line 10, underscore "um" in the word "centum."

Same page, line 12, after the word "month" insert the letter "s" in brackets.

Same page, line 22, strike out "um" from the word "centum."

Page 9, after line 18, insert "§ 3. Section two of chapter two hundred six of the laws of eighteen hundred ninety-six is hereby repealed."

Same page, line 19, after the section mark strike out the figure "2" and insert the figure "4."

In the title after the word "credit" strike out the period and insert a comma, and the words "relative to reports of such associations."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Graeff, Int. No. 618, entitled "An act authorizing the directors and stockholders of the Essex Horse Nail Company, limited, to execute and file and have recorded a certificate or certificates of extension of the time of the corporate existence of said company" (No. 681), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

Page 2, line 25, after the word "said" place brackets around the word "fourth" and insert the word "sixteenth"; also after the word "of" place brackets around the word "June" and insert the word "May."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading and referred to the committee on revision.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Schneider, Int. No. 385, entitled "An act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof' " (No. 400), reported the same with the following amendment, and request that said bill be recommitted to said committee.

Page 3, line 9, after the word "New York" strike out rest of line.

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Fowler, Int. No. 672, entitled "An act to amend chapter 466 of the Laws of 1899, entitled 'An act to amend the Election Law in relation to the use of voting machines' " (No. 747), reported the same with the following amendments, and request that said bill be recommitted to said committee.

Page 3, line 2, after the word "which" strike out the letter "n" in the word "an" and insert the word "voter."

Same page, line 4, after the word "office" place brackets around the word "although" and insert the words "whether or."

Page 7, line 21, after the word "time" insert the words "after any November election and"; also, after the word "fifteenth" insert the word "following"; also after the word "fifteenth" strike out rest of line, also line 22 to the word "and."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Fish, Int. No. 381, entitled "An act to amend the Insanity Law, relative to the appointment, qualifications, terms of office and salaries of commissioners" (No. 396), reported the same with the following amendments, and request that said bill be recommitted to said committee.

Page 2, line 4, place bracket before the word "He" and after the word "dollars" in line 5.

Same page, line 7, place bracket before the word "who" and after the word "dollars" in line 8; also, after the word "dollars" insert the word "and"; also, strike out capital "T" in the word "The" and insert small "t."

Same page, line 9, place bracket before the word "and" and after the word "section" in line 12.

Same page, line 13, after the word "charged" strike out rest of line, also lines 14, 15, 16, 17, 18, 19 and line 20 to the word "each" and insert the words "The president of such commission shall receive an annual salary of five thousand five hundred dollars, each of such other commissioners an annual salary of five thousand dollars and."

Same page, line 22, after the word "expenses" insert the following words "such salaries and allowances to be paid quarterly."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Van Name, Int. No. 454, entitled "An act to amend an act entitled 'An act to create a commissioner of jurors in the several counties of this State'" (No. 481), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Sanders, Int. No. 797, entitled "An act to amend the Lien Law, relating to the place of filing chattel mortgages" (No. 914), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Cook, Int. No. 799, entitled "An act to change the corporate name of and to legalize and confirm conveyances of lands to and from 'the Hamburg Cemetery Association'" (No. 916), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 30, entitled "An act to incorporate 'The Lucas A. Steinam memorial fund' and to prescribe its objects and powers" (No. 397), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Salyerds, Int. No. 854, entitled "An act to legalize the action of boards of supervisors in any county in this State in changing the time of holding town meetings" (No. 989), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was recommitted the bill introduced by Mr. Doughty, Int. No. 379, entitled "An act to amend the Highway Law, in relation to county roads in counties adjoining a city of the first class" (No. 595), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading and referred to the committee on revision.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Cook, Int. No. 805, entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of highways,' relating to the construction of connecting section of highways" (No. 934), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. J. L. Smith, Int. No. 769, entitled "An act to amend the Highway Law, in relation to the decision of commissioners appointed to determine the necessity of laying out a highway" (No. 880), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which

was referred the bill introduced by Mr. S. W. Smith, Int. No. 753, entitled "An act to amend the County Law in relation to the power of boards of supervisors to regulate the speed of vehicles upon highways" (No. 858), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Hanford, Int. No. 432, entitled "An act to amend the Highway Law, relating to the appointment of overseers of highways" (No. 455), reported the same with the following amendments, and requested that said bill be recommitted to said committee:

Page 1. line 5, strike out the words "on the third Tuesday of February in."

Same page, same line, strike out bracket before the word "on."

Same page, line 8, strike out bracket after the word "of."

Page 2, line 7, insert after the word "overseer" the following words, "except that in the county of Tioga the appointment of overseers of highways, provided for in this subdivision shall be made on the third Tuesday of February in each year."

GEORGE W. DOUGHTY,

Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Stevens, Int. No. 458, entitled "An act to amend the Highway Law, relative to extraordinary repairs of highways and bridges" (No. 491), reported the same with the following amendments, and requested that said bill be recommitted to said committee:

Page 2, line 3, insert a comma after the word "same" before bracket.

Same page, line 5, strike out bracket after the word "but" and insert bracket after the word "if."

Same page, same line, after the word "thereof" insert the words "not to."

Same page, same line, insert a period after the word "dollars."

Same page, line 6, inclose in brackets the words "it shall be done under a written contract therefor."

Same page, same line, strike out balance of line after the word "therefore;" also lines 7 to 14 inclusive.

Same page, line 15, strike out the words " by any person."

Same page, line 16, strike out the letter " s " on the word " commissioners."

Same page, line 17, inclose the word " town " in brackets.

Same page, same line, insert after the word " board " the words " of audit."

Same page, line 19, inclose in brackets the remainder of line after the word " as."

Same page, same line, after the word " as " insert the words " other town accounts."

Same page, strike out lines 20 to 25 inclusive.

Same page, line 26, strike out the words " appropriated therefor."

Same page, same line, insert after the word " if " the words " more than five hundred dollars."

Same page, same line, strike out the words " two thousand dollars or more."

Page 3, line 6, strike out the words " two thousand dollars or more."

Same page, same line, after the words " sum of " insert the words " more than five hundred dollars."

Same page, line 8, after the word " town " insert the following: " Any contract for the expenditure of more than five hundred dollars for extraordinary repairs on highways and bridges under this section shall be in writing and shall be publicly let by the town board after an advertisement published for three successive weeks in a newspaper in the town in which such highway or bridge is to be repaired or rebuilt, and if no newspaper be published therein, in the newspaper whose office of publication is nearest thereto. Such advertisement shall state the time and place when and where bids for the performance of such work will be opened and all such bids shall be filed in the office of the town clerk and may be inspected or examined by any person."

GEORGE W. DOUGHTY,

Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Fowler, Int. No. 388, entitled " An act to amend the County Law, by authorizing the board of supervisors of Chautauqua county to make the office of

sheriff a salaried office" (No. 403), reported in favor of the passage of the same with the following amendments:

Page 1, line 4, after the word "subdivision" insert the words "authorizing the board of supervisors of Chautauqua county to make the office of sheriff a salaried office."

Same page, line 6, strike out the word "have."

Same page, same line, insert before the word "power" the following words: "The board of supervisors of Chautauqua county shall."

Same page, line 8, strike out the words "receives a salary."

Same page, same line, after the word "county" insert the following words, "shall hereafter be made a salaried office."

Same page, line 9, strike out the words "in pursuance of law."

Page 2, line 2, strike out the remainder of line 2 after the word "salary;" also strike out all of lines 3 and 4.

Same page, same line, after the word "salary" insert the words "In case."

Same page, line 5, after the word "sheriff" insert the words "of such county."

GEORGE W. DOUGHTY,

Chairman.

Which report was agreed to, and said bill ordered reprinted and placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. O'Brien, Int. No. 763, entitled "An act to amend the Tax Law, relating to the preparation of assessment-rolls and the duties of collectors" (No. 874), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Reynolds, Int. No. 758, entitled "An act to regulate certain proceedings of the board of supervisors of Rensselaer county" (No. 869), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Bedell, Int. No. 857, entitled "An act to provide for the improvement of the public highways in the county of Orange" (No. 1007), reported in favor of the

passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Ruehl, Int. No. 788, entitled "An act to amend the County Law in relation to actions by a county treasurer for money and securities to the possession of which he is lawfully entitled" (No. 905), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Robinson, Int. No. 876, entitled "An act authorizing the Commissioners of the Land Office to convey a tract of land situated on the Long Island State Hospital farm to the town of Smithtown for a highway" (No. 1026), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. McEwan, Rec. No. 35, entitled "An act to amend chapter 79 of the Laws of 1883, entitled 'An act to regulate the transaction of public business in the county of Albany'" (No. 134), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. W. H. Smith, Int. No. 789, entitled "An act to amend the Penal Code, relating to affixing advertisements to another's land, etc." (No. 906), reported the same, with the following amendment, and request that said bill be recommitted to said committee:

Page 1, strike out all of lines 3 to 10 inclusive, and on page 2 all of lines 1 to 6 inclusive, and insert "§ 643. Affixing advertisement to another's land, et cetera, how punished.—A person who places upon or affixes to, or causes or procures to be placed upon or affixed to, real property not his own, or a rock, tree, wall, fence, or other structure thereupon, without the consent of the owner, any words, characters, or device, as a notice of, or reference to, any article, business, play, exhibition, profession, matter or event, is punishable by imprisonment for not more than six months, or a fine of not more than two hundred and fifty dollars,

or by both. A person who places upon, or affixes to, or causes or procures to be placed upon or affixed to, any telegraph, telephone or elevated railroad pillar, post or pole, ash can or other receptacle for ashes, garbage or refuse, lamp-post, hydrant, curbstone, building material, box or barrel, in or on any public street or highway, any words, characters or device, as a notice of, or reference to, any article, business, play, exhibition or profession, is punishable by imprisonment for not more than six months, or a fine of not more than two hundred and fifty dollars, or by both."

JOHN A. WEEKES, JR.,

Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 52, entitled "An act to authorize and direct St. Paul's Church, in Buffalo, to set apart certain funds, as a permanent endowment fund, and to restrict the use and investment thereof" (No. 481), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. McQuade, Int. No. 481, entitled "An act to incorporate the Utica Corn Hill Benefit Association of the city of Utica" (No. 517), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Burnett, Int. No. 608, entitled "An act to change the name of 'The First Presbyterian Society of Manchester, N. Y.' to 'The First Presbyterian Society of Shortsville' N. Y.'" (No. 671), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Costello, Int. No. 794, entitled "An act to amend the Labor Law, renumbering section 91 thereof, relative to employment of women and children

at polishing and buffing" (No. 911), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Costello, Int. No. 795, entitled "An act to amend the Labor Law, relating to posting of law in factories" (No. 912), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Cadin, Int. No. 716, entitled "An act to amend the Labor Law, relative to providing wash-rooms, and water-closets in factories" (No. 812), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Stevens, Int. No. 290, entitled "An act to amend the Labor Law, relating to public laundries" (No. 290), reported in favor of the passage of the same, with the following amendments:

Page 2, line 2, after the word "used" strike out the words "for purpose of cooking, eating."

Same page, line 3, strike out the words "or sleeping."

Same page, same line, insert before the word "all" the words "or a sleeping or living room."

Same page, line 8, strike out the words "cook, eat or sleep in the."

Same page, same line, insert after the word "who" the words "make a sleeping or living room of the."

THOMAS M. COSTELLO,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. H. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Sherer, Int. No. 484, entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of certain owners of real property in New York city for damages alleged to have been caused to said property by the operations carried out pursuant

to chapter 339 of the Laws of 1892" (No. 520), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. H. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Griffith, Int. No. 152, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Barbara Ayer Schaub, executrix and legatee under the last will and testament of Jacob Schaub, deceased, against the State of New York, for money deposited by said Jacob Schaub in P. R. Westfall's bank, at Lyons, to the credit of the auditor of the canal department, and lost by a failure of said bank" (No. 152), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. H. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Allston, Int. No. 478, entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of Susan J. Deltry, Eugene M. Draper and Julia Borgersrud against the State of New York for damages alleged to have been sustained by them and to render judgment therefor" (No. 514), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Fowler, Int. No. 770, entitled "An act to amend chapter 34 of the Laws of 1858, entitled 'An act to make school district No. 9, in the town of Pomfret, a union free school district,' in relation to the election of officers of the board of education, and filling vacancies in such board" (No. 881), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Fowler, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Fowler, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Harburger	McKeown	Rodenbeck
Adler	DeGraw	Hasenflug	McMillan	Ross
Ahern	Delaney	Hatch	McQuade	Ruehl
Allston	Dickinson	Hawkins	Meister	Salyerds
Apgar	Dooling	Henry	Morgan	Scanlon
Axtell	Duross	Hitchcock	Nye	Seymour
Baker	Dusinbery	Holsten	O'Brien	Sherer
Baum	Egan	Hyman	O'Connell	Smith J E
Bedell	Everett	Irwin	O'Malley	Smith J L
Bennet	Fancher	Juengst	Orr	Smith S W
Blackwell	Fish	Keenan	Patton	Smith W H
Bradley	Fisher	Kelly	Phipps	Stevens
Brill	Fitzpatrick	Kelsey	Plank	Sullivan
Brooks	Fordyce	Landon	Platt	Swift
Bryan	Fowler	Leggett	Price	Thorn
Burnett	Frisbie	Lewis M E	Prince	Treat
Conger	Galbraith	Lewis T D	Rainey	Vacheron
Cook	Gardner C J	Lynn	Remsen	Van Name
Cooley	Geoghan	Mains	Reynolds	Waite
Coons	Graeff	Mansfield	Richter	Weber
Costello	Hallock	Marson	Rierdon	Wilson H
Coughtry	Hammond	Mathews	Roberts	Wilson W H
Daly	Hanford	McInerney	Robinson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation

"An act making appropriations for the support of government." (No. 1041, Int. No. 173.)

"An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers." (No. 1003, Int. No. 605.)

"An act to amend the Town Law, relating to the term of office of collectors." (No. 929, Int. No. 343.)

"An act making an appropriation for the care, maintenance and repairs of the quarantine establishment at the quarantine station." (No. 956, Int. No. 314.)

"An act to incorporate the Milanville Bridge Company, and authorizing it to construct, maintain and operate a bridge over the Delaware river." (No. 957, Int. No. 384.)

"An act to reappropriate a certain sum for the construction of a foot bridge over the Erie canal, on Brainard street, in the village of Whitesboro, county of Oneida, and making an additional appropriation therefor." (No. 959, Int. No. 577.)

"An act authorizing and directing the common council of the city of Rochester to cause to be issued bonds of said city, the proceeds of the sale thereof to be credited to the building fund of the board of education for the purpose of erecting high school buildings." (No. 930, Int. No. 646.)

Which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 925) entitled "An act to amend section 34 of of chapter 378 of the Laws of 1897 entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, and to provide for the government thereof' relative to auctioneers" (Int. No. 29), reported the same with the following recommendations:

Page 1, line 2, after the word "ninety-seven" insert a comma and the words "entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof.'"

Page 3, line 3, strike out the word "issue" and insert the word "issued."

Same page, lines 3 and 4, underscore the words "nor shall any city marshal act as auctioneer."

Amend the title to read as follows:

"An act to amend the Greater New York charter, relative to auctioneers."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 998) entitled "An act to provide for a commission to revise, amend, reform, simplify, abridge, and codify the laws, rules, practice, pleadings, forms and proceedings of the Municipal Court of the city of New York, and the laws, rules, etc., relating to the clerks, officers, and attendants thereof, and the marshals attached thereto" (Int. No. 99), reported the same with the following recommendations:

Page 2, line 8, strike out the word "one" and insert the word "two."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 117) entitled "An act to amend the Village Law and the Town Law, in relation to the protection of the rights of taxpayers" (Int. No. 117), reported the same with the following recommendations:

Page 1, line 4, add quotation marks after the word "laws."

Same page, line 7, strike out the word "First" and insert the figure "1."

Page 2, line 3, strike out the word "second" and insert a figure "2."

Same page, same line, strike out the word "four" and insert the word "five."

Same page, line 13, strike out the word "as."

Same page, lines 14, 15 and 16, strike out all of these lines.

Same page, line 17, insert the word "new" after the word "a."

Same page, line 18, strike out the word "three" and insert the word "four."

Same page, line 19, strike out the figures "43" and insert the figures "44."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for third reading.

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed or engrossed, the bills entitled as follows:

"An act to make provision for the purchase and binding of books for certain judicial libraries in the first judicial department." (No. 882, Int. No. 771.)

"An act to repeal title 5 of chapter 15 of part 1 of the revised statutes in relation to the Lewiston school fund, and to repeal chapter 152 of the Laws of 1892, amendatory thereof, and to provide for the conversion of the fund created by said laws into money, and the disposition of the same." (No. 524, Int. No. 488.)

"An act to enable the Larchmont Horse Railway Company to discontinue the use of its tracks in a part of Larchmont avenue formerly known as Collins avenue and to remove the same." (No. 813, Int. No. 717.)

"An act to extend the time of the Little Falls, Van Hornesville and Otsego Lake Narrow Gauge Railroad Company to begin the construction of its road and expend thereon 10 per centum of the amount of its capital and finish and put the same in operation." (No. 388, Int. No. 373.)

"An act in relation to the construction, maintenance and operation of railroads upon Ashland place, in the borough of Brooklyn, in the city of New York." (No. 72, Int. No. 72.)

"An act in relation to the widening and improvement of One Hundred and Thirty-fifth street west of St. Nicholas avenue, in the city of New York." (No. 990, Int. No. 87.)

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to assessments in such city." (No. 991, Int. No. 105.)

"An act to amend the Election Law, relative to the registration of naturalized citizens." (No. 992, Int. No. 182.)

"An act empowering the northside water commissioners of the town of Waterford, county of Saratoga, to contract with water companies for sprinkling Saratoga avenue in said district and providing for the payment therefor." (No. 993, Int. No. 292.)

"An act to amend the Forest, Fish and Game Law, relative to the cultivation of shell fish in the county of Westchester." (No. 994, Int. No. 419.)

"An act to amend chapter 202 of the Laws of 1897, entitled 'An act authorizing the board of supervisors of the county of Oneida to designate a board of equalization in and for said county and defining its powers and duties', in relation to appeals from the equalization made by the board of equalization of said county." (No. 995, Int. No. 472.)

"An act to amend chapter 338 of the Laws of 1897, relative to the planting of oysters and clams in the public waters of the town of Hempstead, in the county of Queens, and to repeal section 9 thereof." (No. 996, Int. No. 591.)

"An act to amend the County Law, relative to docks and bulkheads in certain towns." (No. 997, Int. No. 741.)

The bill (No. 313) entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments" (Int. No. 313), having been announced for a second reading,

On motion of Mr. S. W. Smith, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 675) entitled "An act to amend the Penal Code, in relation to the obstructing of a stream, creek or other body of water which has been dredged or cleared at public expense" (Int. No. 612), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 727) entitled "An act to amend the Code of Criminal Procedure, in relation to the prosecution of an undertaking given by an Indian" (Int. No. 651), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 217) entitled "An act to amend the Code of Civil Procedure, in respect to receiving in evidence in actions or proceedings involving a title to real property in this State, certain testimony perpetuated in anticipation of such actions or proceedings" (Int. No. 217), was read the second time.

On motion of Mr. H. Wilson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 831) entitled "An act to incorporate the city of Oneida" (Int. No. 174), having been announced for a third reading,

Mr. Frisbie moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 11, line 6, strike out the word "four" and insert the word "three."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Frisbie, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }
{ NOES 43 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Nye	Schneider
Adler	Cotton	Hallock	O'Brien	Seymour
Ahern	Coughtry	Hammond	O'Malley	Sherer
Allds	Darrison	Harris	Orr	Smith A R
Allston	Davis	Hatch	Patton	Smith J T
Apgar	DeGraw	Henry	Phillips	Smith S W
Axtell	Dickinson	Hitchcock	Phipps	Smith W H
Baker	Doughty	Irwin	Plank	Snyder
Bedell	Duross	Kelsey	Platt	Stevens
Bell	Eusinery	Knipp	Price	Swarts
Bennet	Ellis	Landon	Rainey	Swift
Blackwell	Everett	Leggett	Remsen	Thorn
Brill	Fancher	Lewis M E	Reynolds	Traub
Brooks	Fish	Lewis T D	Roberts	Treat
Bryan	Fisher	Mains	Robinson	Vacheron
Burnett	Fordyce	Mansfield	Rodenbeck	Waite
Cadin	Fowler	Marson	Rogers	Walrath
Conger	Galbraith	McMillan	Ross	Weber
Cook	Gardiner R	McQuade	Ruehl	Weekes
Cooley	Gardner C J	Morgan	Salyerds	Wilson H
Coons	Graeff			

Those who voted in the negative, were

Baum	Egan	Holsten	McKeown	Rierdon
Bradley	Fitzgerald	Honeck	Meister	Sanders
Bruckner	Fitzpatrick	Hyman	O'Connell	Scanlon
Burns	Frisbie	Juengst	Poth	Smith J E
Daly	Geoghan	Keenan	Prince	Sullivan
Delaney	Halpin	Kelly	Reilley	Ulmann
Dempsey	Harburger	Lynn	Richter	Van Name
Dickey	Hasenflug	Mathews	Rider	Wilson W H
Dooling	Hawkins	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 955) entitled "An act to amend chapter 173 of the Laws of 1895, relative to the payment of county officers and employes of the county of Erie" (Int. No. 4), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Halpin	Mathews	Rogers
Ahern	Darrison	Hammond	McInerney	Ross
Allds	Davis	Hanford	McMillan	Salyerds
Allston	DeGraw	Harburger	McQuade	Sanders
Apgar	Delaney	Harris	Meister	Scanlon
Babcock	Dempsey	Hasenflug	Morgan	Schneider
Baker	Dickey	Hatch	Nye	Seymour
Baum	Dooling	Henry	O'Brien	Sherer
Bedell	Duross	Hitchcock	O'Connell	Smith A R
Bell	Dusinbery	Holsten	O'Malley	Smith J L
Bennet	Egan	Honeck	Orr	Smith J T
Bradley	Ellis	Hyman	Phillips	Smith W H
Brill	Fancher	Irwin	Phipps	Snyder
Brooks	Fish	Kaiser	Plank	Stevens
Bruckner	Fisher	Keenan	Platt	Swarts
Bryan	Fitzgerald	Kelly	Poth	Swift

Burnett	Fitzpatrick	Kelsey	Prince	Traub
Burns	Fordyce	Knipp	Rainey	Treat
Cadin	Fowler	Leggett	Reilley	Ulmann
Conger	Galbraith	Lewis M E	Reynolds	Vacheron
Cook	Gardiner R	Lewis T D	Richter	Waite
Cooley	Gardner C J	Lynn	Rierdon	Walrath
Coons	Graeff	Mains	Roberts	Weekes
Costello	Griffith	Mansfield	Robinson	Wilson H
Coughtry	Hallock	Marson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 221) entitled "Concurrent resolution proposing an amendment to section 2 of article 3 of the Constitution, relative to the terms of office of members of the Assembly" (Int. No. 221), having been announced for a third reading,

Mr. Fish moved that said bill be recommitted to the committee on the judiciary, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
{ NOES 9 }

Those who voted in the affirmative, were

Adams	Davis	Hasenflug	Morgan	Scanlon
Adler	DeGraw	Hatch	O'Connell	Schneider
Ahern	Delaney	Hawkins	O'Malley	Sherer
Allston	Dempsey	Henry	Orr	Smith A R
Babcock	Dickey	Hitchcock	Patton	Smith J E
Baker	Dickinson	Holsten	Phillips	Smith J L
Baum	Dooling	Honeck	Phipps	Smith J T
Bedell	Doughty	Hyman	Plank	Smith W H
Bennet	Egan	Juengst	Platt	Snyder
Blackwell	Ellis	Kaiser	Poth	Stevens

Bradley	Everett	Keenan	Price	Sullivan
Brill	Fancher	Kelly	Prince	Swarts
Brooks	Fitzgerald	Knipp	Rainey	Swift
Bruckner	Fitzpatrick	Landon	Reilley	Thorn
Bryan	Fowler	Leggett	Reynolds	Traub
Burnett	Frisbie	Lynn	Richter	Treat
Burns	Galbraith	Mains	Rierdon	Ulmann
Cadin	Gardner C J	Mansfield	Rodenbeck	Vacheron
Conger	Geoghan	Marson	Rogers	Van Name
Cook	Griffith	Mathews	Ross	Waite
Costello	Hallock	McInerney	Ruehl	Walrath
Coughtry	Halpin	McMillan	Salyerds	Weber
Daly	Hammond	McQuade	Sanders	Wilson H
Darrison	Harburger	Meister		

Those who voted in the negative, were

Allds	Cooley	Duross	Fisher	Nye
Axtell	Coons	Fish	Kelsey	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 924) entitled "An act to amend the Election Law in relation to election boards and officers" (Int. No. 24), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was placed on the third reading calendar for to-morrow.

The Senate returned the Senate bill (No. 140) entitled "An act relating to the police department of the city of New York; to terminate the terms of office of the police commissioners of said city; to abolish the office of chief of police in said city; to concentrate the functions heretofore exercised by such commissioners and chief in a single commissioner; to provide for the appointment and removal of such commissioner and his deputies, and to enlarge the powers heretofore exercised by said commissioners and to confer such enlarged powers upon such single commissioner and his deputies; to transfer the powers and functions heretofore exercised by the treasurer of the police board to the comptroller of the city of New York, and to take from such commissioner the control of the general bureau of elections and to abolish such bureau" (Int. No. 5), with a message that said bill was duly passed by the Senate January 21, 1901, and was transmitted to the Assembly. Said bill was returned to

the Assembly February 5, 1901, with a message that they had duly concurred in the passage of the same. Said bill was transmitted to the mayor of the city of New York, as provided by law, for a public hearing in said city, and was returned by said mayor February 18, 1901, with a message that said bill, after a public hearing thereon, had not been accepted by the city of New York nor by the mayor. Said bill was thereafter and on February 20, 1901, again duly passed by the Senate, the President stating the question to be "Shall the bill become a law notwithstanding the objection of the mayor of the city of New York?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form for at least three calendar legislative days previous to its final passage.

Mr. Speaker stated the question to be "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present, said bill having been printed and on the desks of the members in its final form at least three calendar days prior to its final passage.

{ AYES 100 }
{ NOES 44 }

Those who voted in the affirmative, were

Adams	Cooley	Graeff	Nye	Seymour
Adler	Coons	Griffith	O'Brien	Sherer
Ahern	Costello	Hallock	O'Malley	Smith A R
Allds	Coughtry	Hammond	Orr	Smith J L
Allston	Darrison	Hanford	Patton	Smith J T
Apgar	Davis	Harris	Phillips	Smith S W
Axtell	DeGraw	Hatch	Phipps	Smith W H
Babcock	Dickinson	Henry	Plank	Snyder
Baker	Doughty	Hitchcock	Platt	Stevens
Bedell	Dusinbery	Kelsey	Price	Swarts
Bell	Ellis	Knipp	Rainey	Swift
Bennet	Everett	Landon	Remsen	Thorn
Blackwell	Fancher	Leggett	Reynolds	Traub
Brill	Fish	Lewis M E	Robinson	Treat
Brooks	Fisher	Mains	Rodenbeck	Vacheron

Bryan	Fordyce	Mansfield	Rogers	Waite
Burnett	Fowler	Marson	Ross	Walrath
Cadin	Galbraith	McMillan	Ruehl	Weekes
Conger	Gardiner R	McQuade	Salyerds	Wilson H
Cook	Gardner C J	Morgan	Schneider	Speaker

Those who voted in the negative, were

Baum	Duross	Hawkins	Mathews	Rider
Bradley	Egan	Holsten	McInerney	Rierdon
Bruckner	Fitzgerald	Honeck	McKeown	Sanders
Burns	Fitzpatrick	Hyman	Meister	Scanlon
Daly	Frisbie	Juengst	O'Connell	Smith J E
Delaney	Geoghan	Kaiser	Poth	Sullivan
Dempsey	Halpin	Keenan	Prince	Ulmann
Dickey	Harburger	Kelly	Reilley	Van Name
Dooling	Hasenflug	Lynn	Richter	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Leggett gave notice that on February 21, 1901, he would call up the bill (No. 763), entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' by increasing the number of wards, fixing the ward and city officers and the salaries of the firemen of said city, etc." (Int. No. 390), the same having been laid aside on the order of third reading.

On motion of Mr. Allds, the House adjourned.

THURSDAY, FEBRUARY 21, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Daniel F. Curtin.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with, and the same was approved.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *February 21, 1901.*

To the Assembly:

Assembly bill No. 14, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Sarah E. Leith against the State for damages alleged to have been sustained by her, and render judgment therefor," is hereby returned without approval.

The purpose of this act is to confer jurisdiction upon the Court of Claims to hear, try and determine the claim of Sarah E. Leith for damages alleged to have been sustained by her by reason of the improvement of the Delaware turnpike in the county of Albany, in the laying out and construction of the said road in Normansville in connection with such improvement, and to make an award and render judgment against the State in favor of the claimant.

Chapter 115 of the Laws of 1898, known as the Good Roads Law, provides that in case the boundaries of any proposed highway shall deviate from any existing highway, the board of supervisors must make provision for securing the requisite rights of way prior to the commencement of such improvement. Such rights of way are to be secured either through agreement with the parties through whose premises the proposed highway is to run, or by condemnation proceedings. Under the first method the damages would be adjusted by agreement between the parties, and under the second, would be fixed by commissioners subject to confirmation by the court. The State is also to pay one-half of the expense of construction, but it is expressly provided that the people of the State of New York shall in no case be liable for any damages sustained. The statute does not contemplate that the State shall pay any portion of the expense of acquiring the right of way or of resulting damages. It would seem, in view of the provisions of the statute, that the party named in the proposed act has no claim, legal, equitable or moral against the State.

Under these circumstances I do not think that this bill should receive executive approval.

B. B. ODELL, JR.

Mr. Coughtry moved that said message, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Ahern introduced a bill entitled "An act to amend the Membership Corporations Law, in relation to acquiring land for

cemetery purposes in certain counties" (Int. No. 976), which was read the first time and referred to the committee on the judiciary.

Mr. Bedell introduced a bill entitled "An act to amend the Railroad Law, in relation to grade crossings" (Int. No. 977), which was read the first time and referred to the committee on railroads.

Mr. DeGraw introduced a bill entitled "An act to authorize the board of estimate and apportionment of the city of New York to examine and determine the claim of Michael E. Finnegan, in relation to agreement made by him with the register and the county clerk of Kings county for making a land map and preparing books for the purpose of placing in operation the block system of indexing in Kings county" (Int. No. 978), which was read the first time and referred to the committee on affairs of cities.

Mr. Hallock introduced a bill entitled "An act to amend the Membership Corporations Law, relative to the consolidation of existing membership corporations" (Int. No. 979), which was read the first time and referred to the committee on the judiciary.

Mr. Hammond introduced a bill entitled "An act to amend the Village Law relative to the dissolution of villages" (Int. No. 980), which was read the first time and referred to the committee on affairs of villages.

Also, a bill entitled "An act to amend chapter 361 of the Laws of 1899, entitled 'An act to amend chapter 26 of the Laws of 1885, entitled "An act to revise, amend and consolidate the several acts in relation to the city of Syracuse and to revise and amend the charter of said city," and the several acts amendatory thereof and supplemental thereto in relation to the boundaries of said city,' relative to the apportionment of debts of territory annexed to said city" (Int. No. 981), which was read the first time and referred to the committee on affairs of cities.

Mr. Harris introduced a bill entitled "An act to amend chapter 220 of the Laws of 1897, entitled 'An act to provide for the acquisition of land in the territory embraced in the Adirondack park, and making an appropriation therefor,' in relation to the purchase of land therein" (Int. No. 982), which was read the first time and referred to the committee on ways and means.

Mr. Fitzgerald introduced a bill entitled "An act to repeal chapter 985 of the Laws of 1895, entitled 'An act to limit and de-

fine the powers of the Ramapo Water Company' " (Int. No. 983), which was read the first time and referred to the committee on affairs of cities.

Mr. Galbraith introduced a bill entitled "An act to empower the city of Troy to remove bodies from cemeteries, and to extinguish rights of lot owners in such cemeteries, with incidental provisions" (Int. No. 984), which was read the first time and referred to the committee on affairs of cities.

Mr. Hitchcock introduced a bill entitled "An act to amend the Railroad Law, relating to street surface railroads; general provisions" (Int. No. 985), which was read the first time and referred to the committee on railroads.

Mr. Mains introduced a bill entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' relative to the compensation and duties of the marshal of the city court of Mount Vernon" (Int. No. 986), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Malley introduced a bill entitled "An act to amend section 91 of the Code of Civil Procedure, relating to the appointment and fixing the salaries of criers for courts of record in Erie county" (Int. No. 987), which was read the first time and referred to the committee on codes.

Mr. Scanlon introduced a bill entitled "An act to amend title 6 of chapter 10 of the Greater New York charter, relative to the department of street cleaning, by adding four new sections thereto" (Int. No. 988), which was read the first time and referred to the committee on affairs of cities.

Mr. W. H. Smith introduced a bill entitled "An act in relation to the jurisdiction of the department of parks in the city of New York over certain streets and avenues in said city, and particularly Manhattan avenue, One Hundred and Tenth street and One Hundred and Thirteenth street, Morningside avenue, One Hundred and Twenty-third street, St. Nicholas avenue, St. Nicholas place and One Hundred and Fifty-fifth street in said city for certain purposes" (Int. No. 989), which was read the first time and referred to the committee on affairs of cities.

Mr. W. H. Smith introduced a bill entitled "An act to provide for the voluntary retirement on half pay of officers and em-

ployes in the civil service of the State and its civil divisions and cities" (Int. No. 990), which was read the first time and referred to the committee on the judiciary.

Mr. Traub introduced a bill entitled "An act to amend the Penal Code, relative to violations of provisions of Labor Law" (Int. No. 991), which was read the first time and referred to the committee on codes.

Mr. Weber introduced a bill entitled "An act authorizing and directing the comptroller of the city of New York to pay the claim of Patrick J. McDonnell, an assistant clerk in the Municipal Court of the city of New York, first district, borough of Brooklyn, for services actually rendered to the city of New York as such assistant clerk from the first day of February, 1898, to the first day of September, 1899, both dates inclusive" (Int. No. 992), which was read the first time and referred to the committee on affairs of cities.

Mr. H. Wilson introduced a bill entitled "An act to enable the commissioners or commissioner of the police department of the city of New York to rehear and determine the charges against Henry J. O'Hare, a former policeman in the city of Brooklyn" (Int. No. 993), which was read the first time and referred to the committee on affairs of cities.

Mr. H. Wilson introduced a bill entitled "An act to define the rights of persons and corporations engaged in the business of storing personal chattels, and to regulate the said business" (Int. No. 994), which was read the first time and referred to the committee on general laws.

Mr. Marson introduced a bill entitled "An act making an appropriation for the Rome State Custodial Asylum, at Rome" (Int. No. 995), which was read the first time and referred to the committee on ways and means.

Mr. Cadin introduced a bill entitled "An act to amend chapter 32 of the Laws of 1851, entitled 'An act relative to the penitentiary of Onondaga county,' in relation to the powers of the superintendent and board of inspectors" (Int. No. 996), which was read the first time and referred to the committee on state prisons.

Mr. McMillan introduced a bill entitled "An act to amend section 21 of title 5 of chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city

of Schenectady, as amended by chapter 255 of the Laws of 1886 ' ' (Int. No. 997), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the city of Schenectady to vacate, cancel and annul the assessment or assessments made and imposed to defray the cost and expense of an improvement for the construction of an arch or culvert over Cowhorn creek in said city, and to authorize the treasurer of city to issue notes for the purpose of providing money to pay for the same " (Int. No. 998), which was read the first time and referred to the committee on affairs of cities.

Mr. Mains introduced a bill entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mt. Vernon,' relative to ward boundaries" (Int. No. 999), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Rainey introduced a bill entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy, and repealing certain sections thereof" (Int. No. 1000), which was read the first time and referred to the committee on public health.

By unanimous consent,

Mr. Mains introduced a bill entitled "An act to provide for the construction, operation and maintenance of an outlet sewer for the city of Mt. Vernon and for adjoining villages and towns" (Int. No. 1001), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. T. G. Ross introduced a bill entitled "An act to ratify and legalize the lease and agreement made by and between the city of Cohoes, N. Y., and the Cohoes Hospital Association" (Int. No. 1002), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Platt introduced a bill entitled "An act to provide for dredging and deepening the channel of the Cohocton river and building a dyke along said river in the village of Painted Post, and making an appropriation therefor" (Int. No. 1003), which

was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Thomas D. Lewis introduced a bill entitled "An act authorizing the Court of Claims to hear and determine the alleged claims against the State for damages, permanent or otherwise, arising from the rebuilding and raising the dam at Oswego falls, in the Oswego river" (Int. No. 1004), which was read the first time and referred to the committee on claims.

By unanimous consent,

Mr. Vacheron introduced a bill entitled "An act to amend the Railroad Law, in relation to certain employes of street railroads" (Int. No. 1005), which was read the first time and referred to the committee on railroads.

Privileges of the floor were granted Hon. Chas. C. Wissel, Hon. Daniel P. Witter, Hon. Charles W. Brown.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution'" (No. 432, Rec. No. 76), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Election Law, relative to notices of election by the Secretary of State and the county clerk" (No. 360, Rec. No. 77), which was read the first time and referred to the committee on the judiciary.

"An act to fix the terms of office of supervisors for the towns of Niskayuna, Glenville, Rotterdam, Princetown and Duaneburg, in the county of Schenectady, to be hereafter elected" (No. 212, Rec. No. 78), which was read the first time and referred to the committee on internal affairs.

"An act to amend an act entitled 'An act to organize a fire department and board of fire commissioners in and for the city of Schenectady,' passed May 12, 1899" (No. 52, Rec. No. 79), which was read the first time and referred to the committee on affairs of cities.

"An act to amend an act entitled 'An act to amend and consoli-

date the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 134 of the Laws of 1888 " (No. 50, Rec. No. 80), which was read the first time and referred to the committee on affairs of cities.

"An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 294 of the Laws of 1890, as amended by chapter 190 of the Laws of 1893, as amended by chapter 485 of the Laws of 1900 " (No. 54, Rec. No. 82), which was read the first time and referred to the committee on affairs of cities.

"An act to repeal chapter 517 of the Laws of 1875, entitled 'An act to provide for the settlement of the floating debt of the village of Saratoga Springs, and authorizing the election of a permanent board of auditors for said village ' " (No. 414, Rec. No. 83), which was read the first time and referred to the committee on affairs of villages.

"An act to amend section 1756 of the Code of Civil Procedure, in relation to actions for a divorce " (No. 536, Rec. No. 84), which was read the first time and referred to the committee on codes.

"An act for the relief of Mary A. Colwell and Sarah P. Brown " (No. 559, Rec. No. 85), which was read the first time and referred to the committee on affairs of cities.

"An act to confirm, ratify and legalize certain assessments for the construction of sewers and adjuncts thereto as local improvements in certain streets and avenues and portions thereof in the city of Little Falls " (No. 280, Rec. No. 86), which was read the first time and referred to the committee on affairs of cities.

"An act in relation to the Kings County Penitentiary, located in the borough of Brooklyn, in the city of New York, providing for the removal of the present penitentiary buildings, the sale of the lands under and adjoining the same, and authorizing the removal of the inmates of said penitentiary " (No. 567, Rec. No. 87), which was read the first time and referred to the committee on affairs of cities.

"An act to incorporate the 'Albany County Charity Foundation' and to prescribe its objects and powers " (No. 560, Rec. No. 88), which was read the first time and referred to the committee on charitable and religious societies.

"An act in relation to the jurisdiction of the department of parks in the city of New York over certain streets and avenues in said city, and particularly Manhattan avenue, One Hundred and Tenth street and One Hundred and Twenty-third street, St. Nicholas avenue, St. Nicholas place and One Hundred and Fifty-fifth street in said city for certain purposes" (No. 584, Rec. No. 89), which was read the first time and referred to the committee on affairs of cities.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of George Suiter against the State for damages alleged to have been sustained by him, and to render judgment therefor" (No. 178, Rec. No. 90), which was read the first time and referred to the committee on claims.

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' and the acts amendatory thereof and supplemental thereto, by increasing the number of wards, fixing the ward and city officers, and the salaries of the firemen of said city, and otherwise" (No. 582, Rec. No. 91), which was read the first time.

On motion of Mr. Leggett, and by unanimous consent; said bill was read the second time and ordered to a third reading.

On motion of Mr. Leggett, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Galbraith	Lewis T D	Rierdon
Adler	Costello	Gardner C J	Lynn	Roberts
Ahern	Cotton	Geoghan	Mains	Robinson
Allds	Coughtry	Graeff	Mansfield	Rogers
Allston	Daly	Griffith	Marson	Ross
Apgar	Darrison	Hallock	Mathews	Salyerds

Babcock	Davis	Hammond	McInerney	Scanlon
Baker	DeGraw	Hanford	McKeown	Schneider
Baum	Delaney	Harris	McMillan	Smith A R
Bedell	Dempsey	Hasenflug	Meister	Smith J E
Bell	Dickey	Hawkins	Morgan	Smith J T
Bennet	Dickinson	Hitchcock	O'Brien	Smith S W
Blackwell	Dooling	Holsten	O'Connell	Snyder
Bradley	Doughty	Honeck	O'Malley	Swarts
Brill	Duross	Irwin	Patton	Swift
Brooks	Dusinbery	Juengst	Phillips	Thorn
Bruckner	Egan	Kaiser	Plank	Treat
Bryan	Ellis	Keenan	Platt	Ulmann
Burnett	Everett	Kelly	Poth	Van Name
Burns	Fancher	Kelsey	Prince	Waite
Cadin	Fish	Knipp	Reiley	Weber
Conger	Fisher	Landon	Remsen	Weekes
Cook	Fitzpatrick	Leggett	Reynolds	Wilson H
Cooley	Frisbie	Lewis M E	Rider	Wilson W H

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Bennet, Int. No. 875, entitled "An act to amend chapter 575 of the Laws of 1898, entitled 'An act for the release to William R. Peters of any claim of the people of the State of New York in and to certain lands within the city of New York'" (No. 1025), reported in favor of the passage of the same, with the following amendments:

Page 1, at the beginning of line 1, insert "Section 1."

Page 2, after line 16, insert a new section as follows: "§ 2. This act shall take effect immediately."

JOTHAM P. ALLDS,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Dickinson, Int. No. 341, entitled "An act to amend chapter 160 of the Laws of 1900, entitled 'An act to incorporate the city of Cortland,' in regard to certain officers, their appointment, terms of office and duties, to the taking effect of ordinances and resolutions, to the qualifica-

tion of voters upon appropriations, to paving and improvements, to the raising of funds for the support of schools, to the collection of taxes, to the correction of assessments and repealing certain laws" (No. 341), reported in favor of the passage of the following substitute bill:

AN ACT to amend chapter 160 of the Laws of 1900, entitled "An act to incorporate the city of Cortland," in regard to certain officers, their appointment, terms of office, powers and duties, to the taking effect of ordinances and resolutions, to the qualification of voters upon appropriations, to sidewalks, paving and improvements, to the raising of funds for the support of schools, to the collection of taxes, to the correction of assessments and repealing certain laws.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section ten of chapter one hundred and sixty of the laws of nineteen hundred, entitled "An act to incorporate the city of Cortland," is hereby amended to read as follows:

§ 10. City officers.—The officers of the city shall be a mayor, a city judge, a chamberlain, [a city clerk, a city attorney, a superintendent of public works, nine members of the board of education, a commissioner of charities, a city physician, a city engineer, a superintendent of schools, four fire and police commissioners, one chief of police, four patrolmen, two constables, five commissioners of public works, six members of the board of health, and so many commissioners of deeds as may be deemed necessary by the common council. The officers of the wards of said city shall be one alderman and one supervisor for each ward.] one elective assessor, two appointive assessors, two constables, a commissioner of charities, a city clerk, a city attorney, five commissioners of public works, a superintendent of public works, a city engineer, three fire commissioners, three police commissioners, one chief of police, four patrolmen, nine members of the board of education, a superintendent of schools, six members of the board of health, a city physician, and so many commissioners of deeds as may be deemed necessary by the common council. There shall also be one alderman and one supervisor for each ward of said city.

§ 2. Section thirteen of said act is hereby amended to read as follows:

§ 13. Appointive city officers enumerated; by whom appointed, their term of office:

1. The appointive officers of the city of Cortland shall be a

city clerk, a city attorney, a city physician, a commissioner of charities, six members of the board of health, [four] three fire commissioners, [and] three police commissioners, five commissioners of public works, two appointive assessors, [one chief of police and four patrolmen] so many commissioners of deeds as the common council may deem necessary, each of [whom] which officers shall be appointed by the mayor, subject to the confirmation of the common council; nine members of the board of education [and such other appointive officers as may be authorized by general laws, each of whom shall] to be appointed by the mayor; one chief of police and four patrolmen to be appointed by a board of police commissioners; a [A] city engineer and a superintendent of public works, each of whom shall be appointed by the board of public works; [and] a superintendent of schools who shall be appointed by the board of education; [.] and such other appointive officers as may be authorized and required by general laws, each of whom shall be appointed by the mayor, subject to the confirmation of the common council, unless otherwise provided by such general laws.

2. The term of office of the city clerk shall be one year, of the city attorney one year, of the commissioner of charities, [one] two years, of the superintendent of schools, three years, of the superintendent of public works, two years, of the city engineer, two years, of each commissioner of public works, five years, of each police commissioner, two years, [and] of each fire commissioner, [two] three years, of each commissioner of deeds, two years, of each member of the board of health, [two] three years, of the city physician, two years, of the appointive assessors [pursuant to the provisions of this act] one year, of each of said other officers authorized and required by general laws, the time [thereof] specified in said law.

§ 3. Section forty-six of said act is hereby amended to read as follows:

§ 46. Powers and duties of supervisors.—The supervisors of the city of Cortland shall have the same powers and duties as supervisors in the towns of Cortland county, and shall be members of the board of supervisors of the county of Cortland. They shall receive the same compensation allowed by law, in the same manner as supervisors of towns, except fees for copying assessment-rolls and extending taxes, which last mentioned fees shall be paid to the city clerk for the use of the city. The supervisors elected, appointed or qualified under this act shall be recognized by the board of supervisors of Cortland county and be allowed to take their seats as members of said board and participate in all the deliberations and proceedings of said board during their term of office, and each of the wards of said city shall at all times

be entitled to the same representation as the towns of Cortland county. Other than as provided by this act their term of office shall begin on the first day of January next after their election. They shall also discharge all other duties imposed upon them by this act. Each of said wards of said city shall be regarded as a town of Cortland county for the purpose specified in title three, chapter ten, article second of the code of civil procedure respecting the selection, drawing and procuring the allowance of trial jurors. The supervisors of each ward respectively and the city clerk and elective assessor of said city shall perform in said ward the duties prescribed in said article. A duplicate of each list of jurors selected by them respectively shall be filed in the office of the clerk of said city, which shall be deemed a town clerk's office for that purpose. The supervisors and the clerk and elective assessor of said city shall meet in the clerk's office at the time provided by law, and proceed to discharge the duties imposed upon them by the code of civil procedure as aforesaid, and by this act; and the list made by them, each supervisor acting for the ward only in which he was elected, shall constitute the list of persons to serve as trial jurors for the ensuing three years. The supervisors elected under this act and the clerk and elective assessor[s] of said city shall meet every third year thereafter for the same purpose and make and file lists so required of them. The clerk shall furnish to the city judge certified copies of all such lists, and from the names of all such jurors in the city shall be drawn the trial jurors in actions and proceedings in the city court and before the city judge. Until the city judge shall be furnished with such list, he shall use in drawing jurors in his court or before him, the last list furnished to the police justice of the village of Cortland, but shall set aside any juror so drawn who is not a resident of the city of Cortland.

§ 4. Section fifty-two of said act is hereby amended to read as follows:

§ 52. Time of taking effect of ordinances and resolutions.—
[Any resolutions or ordinances enacted by the common council may specify the time when it shall take effect, but no ordinances shall take effect until after its publication at least once in the official newspapers of the city, provided such there be, notwithstanding the specifications therein of a previous time for its taking effect. If no time be specified in any ordinance so enacted for its taking effect, it shall take effect immediately, except if there be official newspapers of the city at the time it shall take effect only after its publication once in such official newspapers. If no time be specified in any such resolution for its taking effect, or if it specify that it take effect immediately, it shall take effect

on its approval by the mayor, if he approves it; or, if he fails to return it to the clerk within ten days after the receipt thereof by him, it shall take effect on the eleventh day after such receipt thereof by the mayor; or, if he returns it with his disapproval and it be passed over his veto, it shall take effect at the time of its passage over his veto. Every ordinance of the common council before it shall take effect must be published at least once after its final passage as provided in section fifty-one of this act, in the official newspapers of the city. Every such ordinance may specify at what time after such publication it shall take effect, and if no time be specified it shall take effect immediately upon such publication. Resolutions may specify at what time after their final passage as aforesaid they shall take effect, and if no such time be specified they shall take effect immediately.

§ 5. Section fifty-nine of said act is hereby amended to read as follows:

§ 59. Control of finances and property; ordinances, rules and regulations of the common council.—The common council shall exercise all the corporate powers conferred by this act and, other than as provided by law or this act, shall have the management and control of the finances and of all the property, real and personal, belonging to said corporation, other than as provided in this act, and shall have power, within said city to make, establish, publish and modify, annul and repeal ordinances, rules, regulations and by-laws for any of the purposes heretofore specified in this act and for the following additional purposes:

1. To prevent vice and immorality, to preserve peace and good order, to prevent and quell riots and disorderly assemblages.

2. To prohibit all exhibitions of any natural or artificial curiosities, caravans, circuses, theatrical and other shows or exhibitions or performances [for money] within the bounds of the city, or, if the common council shall deem it advisable to license the same, upon such terms as the common council may direct.

3. To suppress disorderly houses, houses of ill-fame, gambling, gaming tables and all instruments and devices employed in gaming; to suppress concert halls and all other places where exhibitions are given to attract the public, and where singing, music and other entertainments are given in connection with the sale of intoxicating liquors; to prohibit and suppress the giving of free-concert exhibitions and the use of singing and music in places where intoxicating liquors are sold or authorized by law to be sold; to regulate or restrain pool and billiard playing by minors in public places, and the playing of games of chance by minors in public places; to restrain and punish street beggars, vagrants and mendicants; to regulate and restrain all occupants and business noxious to public comfort.

4. To determine the existence and direct the removal of a public nuisance in any part of the city; and if the same be not removed within such time as the common council shall direct to cause the same to be removed at the expense of the city, and to declare such expense to be a lien on the lot, and to enforce the collection thereof by leasing or selling the premises, in the manner provided in this act for the collection of taxes or assessments, or by actions against the owners of the lot, or any other person who may have erected, suffered, or maintained such nuisance; and in case of the non-removal or abatement of any nuisance, the common council may impose a penalty therefor and enforce the collection thereof, as prescribed by this act.

5. To direct the location of all houses for storing gunpowder and other combustibles and explosive substances, and to regulate the keeping, selling and conveyance thereof, and the use of candles and lights in barns, stables and outbuildings.

6. To prevent horse-racing, immoderate driving in the streets of said city, to prohibit and punish the flying of kites, and every other game, practice and amusement, in the public streets or elsewhere, having a tendency to frighten teams and horses, or to injure or annoy persons passing in or along the highways of the city, or to endanger property.

7. To prevent or regulate coasting or bicycle riding in the city.

8. To establish and build and regulate public pounds, station-houses and lock-ups within said city.

9. To restrain the running at large of cattle, horses, swine, sheep, goats and geese, and to authorize the distraining, impounding and sale of the same, for the penalty incurred and costs of keeping and proceedings.

10. To prevent or regulate the ringing and tolling of bells, except those of railroad cars and engines; blowing of horns, or crying of goods and wares, firing of guns, powder, or other explosive compounds, and the making of any improper noise which may tend to disturb the peace of the city, and the sale of fire-crackers, rockets, squibs, or other explosive compounds.

11. To make regulations for taxing and confining dogs, and for destroying such as may be found running at large contrary to any ordinance.

12. To direct the keeping and returning of bills of mortality.

13. To contract with any water company for supply of water for said city, and regulate and keep in repair the public fountains in said city, and to regulate the taking and using water for the same; to regulate and keep in repair the engines, hose carts, hose, and hook and ladders, belonging to said city, and the public buildings of said city.

14. To regulate and restrain hawking and peddling in the streets, and to regulate the time, mode, manner and place of

holding auctions or public sales of merchandise, and all personal property, and to prohibit such sales on any of the sidewalks or crosswalks of the city, or the streets of the same; to license sales at auction in said city, of goods or property belonging to persons not residents of said city, or which goods shall have been purchased with intent to sell the same at auction, and to prevent such sales without license, and to require the payment to the city of such sums for such licenses as shall be provided for, not exceeding twenty-five dollars per day for each day upon which sales shall be had.

15. To regulate the sale of fresh meats, fruit, poultry, butter, cheese, eggs, honey, vegetables, fish and other articles usually disposed of from farmers' wagons, and the fees for marketing privileges.

16. To license and regulate cabmen, porters, cartmen, hackmen, the drivers of hackney carriages, stages or omnibuses for the transportation of passengers within the city, to fix their rates of compensation, and to require them to have licenses.

17. To regulate the speed of running of trains of cars in the compactly inhabited portions of said city, and for one mile from the depot in said city, and to regulate runners, stage drivers and others, in soliciting passengers and others to travel or ride in any stage, omnibus or go to any hotel, or otherwise.

18. To compel, direct and regulate the planting of shade trees and ornamental trees along the streets and sidewalks of said city, and to prevent the injury or destruction of such trees; and to prevent the injury or defacement of fences, posts and buildings in said city.

19. To permit building material to be deposited on the street in front of any lot, to such extent and for such time as it may prescribe.

20. To ascertain the boundaries of the city and of all streets, alleys and highways therein, to give names to streets, and numbers to lots and tenements, and to change the same in its discretion. All expenses incurred by virtue of this section shall be levied and collected from all the property embraced within the corporation tax district at the same time, and in the same manner as other general city taxes are levied and raised.

21. To designate such portion of said city as it may deem proper within which no building in whole of wood or other combustible material shall be erected.

22. To prescribe or define such powers and duties of officers of said city as are not specified in this act and are not inconsistent therewith.

23. To call special meetings of the inhabitants of said city whenever in its judgment the public interests require the same,

and to carry into effect all lawful resolutions adopted at any of said meetings or at any regular or special elections.

24. The common council may, at any time, issue bonds for the payment of a judgment that heretofore has been recovered against the village of Cortland, or that may be recovered against the city after its creation. The issuance of such bonds shall in all respects be subject to the same conditions and limitations as are the issuance of other city bonds elsewhere provided for in this act.

25. Whenever the common council shall resolve by the affirmative vote of two-thirds of its members that an extraordinary expenditure ought, for the benefit of the city, to be made for any specific purpose set forth in the resolution, it shall make an estimate of the sum necessary therefor and for all such purposes, if there be more than one, and publish such resolution and estimate for at least three times, once in each week, in the official newspapers, together with a notice that at a time and place therein specified a special election of the taxpayers of the city will be held to decide whether the amount of such expenditure shall be raised by tax. All provisions of law prescribing the duties of inspectors of election and their powers with reference to preserving order at elections and false swearing and fraudulent voting thereat shall, so far as applicable, apply to the special elections held hereunder. [Every taxpayer, who shall have been assessed and taxed upon the last assessment-roll of the city before said special election, and no other person, shall be entitled to vote at such election.] The election shall be by ballot, and each ballot shall contain a brief statement of each purpose for which such expenditure is required and the amount thereof, and be in the form required by the election law for voting upon questions submitted. The inspectors shall, at the time and place designated as aforesaid, sit without intermission, from nine o'clock in the morning until four o'clock in the afternoon, to receive the ballots cast at such special election, and shall deposit the same in a suitable ballot box to be provided by the city. [If the right to vote of any person offering to vote at such special election be challenged by any other person entitled to vote thereat, an inspector of the election shall administer to him the following oath: "You do swear that you are a taxpayer of the city of Cortland, and that you have not voted at this election?" After he shall take such oath and if he or his wife shall be assessed upon the assessment-roll aforesaid, his vote shall be received.] The inspectors shall canvass the votes received immediately after closing the polls, and immediately make a certificate, signed by them or two of them, stating the whole number of ballots voted at such election, the whole number for each spe-

cial tax, and the whole number against each special tax, and deliver the same forthwith to the city clerk. The city clerk shall deliver the same to the common council at its next meeting, and it shall cause the result of the said election thus certified to be entered in the minutes. If the sum or sums of money thus appropriated shall, with the other annual city taxes, be not in excess of one per centum of the assessed valuation of the real and personal property of the said city, the common council shall cause the sum or sums of money thus voted to be assessed, levied and raised with and in addition to other taxes in and upon the next assessment-roll. But if the sum or sums of money thus voted shall, with the other annual city tax, be in excess of one per centum of the assessed valuation of the real and personal property of said city, the common council shall issue bonds or other evidence of indebtedness in such form as it may prescribe for the whole amount so voted or any part thereof, at an annual rate of interest not exceeding four per centum and shall sell such bonds in such manner, as it may [decree] deem best, at not less than par value, and shall provide for the payment of such bonds in such sums and at such times as it may deem for the best interests of the city. No more than one such election in the city shall be held in any one year, except by the unanimous vote of the common council. After such special tax or taxes shall have been authorized as herein provided, the common council may proceed to authorize the expenditure of the amount thereof for the purpose or purposes specified in its published statement aforesaid and sanctioned by such election. The common council may borrow, if necessary, the amount so voted in anticipation of the collection of said tax, and the amount so raised or borrowed shall be expended only for the purpose or purposes for which the special tax was voted, and shall be repaid within one year from the proceeds of the tax.

§ 6. Section seventy of said act is hereby amended to read as follows:

§ 70. Organization.—The members of the board of public works appointed as hereinbefore provided shall constitute the board of public works. They shall within the first week of February in each year organize by the election of one of their members as president for the ensuing year. At any meeting of the board [four] three shall constitute a quorum, but no action of the board shall be taken, except by the concurring votes of three members.

§ 7. Section seventy-two of said act is hereby amended to read as follows:

§ 72. Powers and duties of board.—The board of public works shall be commissioners of highways in and for the said city, and

shall have all the powers and perform all the duties of commissioner of highways in towns, other than as provided in this act. The said board is vested with the charge, management, control and maintenance of all bridges, streets, sidewalks, public places and public squares within the city, of the sewers and the extension thereof, and of all buildings and structures appurtenant thereto, and of all machinery, tools, appliances and materials used in [construction] connection therewith. The board of public works shall have power:

1. To appoint an engineer and superintendent of public works, which engineer and superintendent shall be responsible to the board of public works.

2. To employ all servants, including clerks and laborers, and fix the compensation of all servants so employed by them.

3. To fix the time for its regular meetings, to provide for the calling of special meetings and to make rules and regulations for its own government and for the government of the superintendent of public works, city engineer and all servants of the board of public works and prescribe their duties.

4. To make all contracts relating to construction, paving and repairs of the streets and sidewalks, public places and public squares, parks and sewers, and the cleaning of the streets, sprinkling, and the removal of dirt therefrom, the grading, paving and repaving and macadamizing and remacadamizing of all streets, public places, and public squares, and laying and extending of sewers and the provision of all materials, machinery, implements and utensils necessary therefor, and to annually expend for such sewer extension as aforesaid such sum not exceeding fifteen hundred dollars, as it may decide necessary, the same to be part of the amount annually raised by taxation by the common council.

5. To lay out, make, open, grade, level, regulate, pave, macadamize, plank, gravel, clean, repair and improve, highways, streets, lanes, alleys, public grounds, parks, sidewalks, sewers, gutters, drains, aqueducts, reservoirs, crosswalks, and alter, amend, widen, straighten and discontinue the same and to establish grades and levels therefor, and alter the same through any lands, buildings or inclosures in said city.

6. To cause to be made all necessary surveys, maps, and profiles relating to any work within its jurisdiction.

§ 8. Section seventy-seven of said act is hereby amended to read as follows:

§ 77. Paving, repaving or macadamizing.—[If the board of public works shall, of its motion decide that any street, section of a street, place or square ought to be paved, repaved or macadamized and the owners of more than one-half of the total of feet front, or more than one-half of the bona fide owners, of the prop-

erty abutting upon the street upon which the improvement is to be made give consent thereto in writing, or if in place of said consents the common council shall by resolution vote unanimously to concur with the board of public works that such improvement is expedient and necessary, the said board shall publish at least two weeks a notice in the official papers of said city, that at a time and place therein specified it will meet to make a final determination thereof. Such notice shall contain a brief description of the character, location and extent of proposed improvement. At such meeting of said board any person shall be entitled to be heard against such improvement.

1. Expense of improvement.—The expenses of such aforesaid improvements as are made along and border upon and are contiguous and adjacent to any property owned by the city, including crosswalks and intersections of streets, and one-third of the remainder of such improvements, exclusive of the amount charged to any railroad company, shall be paid by the city at large from the general and special public works improvement fund; the balance of the expense of such improvements shall be paid and become a charge upon and shall be assessed against such real estate and real property abutting and bordering upon and contiguous and adjacent to the street or streets, alleys, public place or way or any part thereof and by and against any railroad company whose rails or tracks occupy any portion of that part of the street or other way or public place so improved; but no part of the expense of such improvements shall be assessed upon any lands not bordering upon or touching the part or parts of such street, or other way or public place upon which such improvements are made.

2. Determination to make improvement and report to common council.—If the board shall finally determine to make the improvement it shall record an order therefor in its minutes, shall ascertain the whole cost thereof and shall apportion the same upon all the real estate fronting upon said street, section of a street or public square then to be improved in proportion to the frontage of the respective lots and parcels thereof and in proportion to the benefit which each owner of said real property may be deemed to receive, first deducting the share thereof imposed upon the city and the share of any portion thereof which any street or other railroad company may be liable to pay for the pavement between its tracks and on each side of them. The word "pavement" as herein used, is intended to include curbs and gutters. The board of public works shall report such apportionment and the amount for which such railway company shall be liable and a list of all the lots and parcels of land liable to assessment with their respective frontage and a description thereof

to the common council. After said common council shall have caused to be established the grade necessary for the paving in any manner of any street, alley or public place, or any part thereof, which it has determined to improve under the provisions of this section, it shall give notice in writing to the owner or owners or persons interested in the lands which front or abut upon any such street, alley or public place as are above or below the grade thus established, to construct and maintain a retaining wall of suitable materials and in such manner as said common council may direct along such street, alley or public place in front of their respective lands, and in case any such owner or owners or persons interested in said lands shall neglect or refuse to complete such retaining wall within such reasonable time as may be required by said common council, or shall neglect or refuse to keep said retaining wall in good repair and condition after its completion, said common council may cause said wall to be made and completed and maintained in good repair and condition after its completion, and the said cost and expense of building, completing and maintaining the same shall be by said common council assessed upon the property upon and in front of which said retaining wall was built, completed and maintained, and the amount thereof added by said common council in the next city assessment upon said property, and levied and collected in the ordinary way of levying and collecting taxes and expenditures in said city.

2. Assessment of costs.—The common council shall assess upon any railway company liable to assessment hereunder its share of the costs of such improvements and the same assessment shall be collected in the same manner as other assessments are collected by the chamberlain as provided in this act. The common council shall assess the residue of such expenses upon all the real estate fronting upon said street or section of a street, public place or square as hereinbefore provided and shall make a just and equitable assessment of the amount so fixed by it against the said owners and occupants and upon such lands deemed to be benefited as herein provided, assessing each parcel as near as may be in proportion to the benefit which each owner of real property may be deemed to receive therefrom and shall thereupon cause a notice to be published in the official papers of said city, that the assessment-roll has been filed with the city clerk and that the common council would on a certain day and place to be therein specified, which shall not be less than ten days from the first publication of said notice, proceed to confirm said assessment. At the time and place named in said notice, or at any other time or place to which the common council may from time to time adjourn said hearing, any

person interested may appear before the common council and apply to have said special assessment-roll altered or corrected as he may deem just. After hearing all such applications the common council may proceed to make such alterations and corrections in said special assessment-roll as it may deem just, and by resolution confirm the same; the said assessment shall thereupon be and become final and conclusive, upon all parties interested. To provide funds for the payment of the costs and expenses of such improvements, or any part thereof as shall be paid by said city, as hereinbefore provided, said common council shall issue bonds or certificates of indebtedness of said city which shall be designated series "A", and thereby pledge the faith and credit of said village to the extent that said city is authorized by law to issue bonds and certificates of indebtedness, and which bonds or certificates of indebtedness shall bear interest at a rate not to exceed four per centum per annum, and shall be for such amounts and upon such terms as may be determined by said common council, but all of said bonds or certificates of indebtedness shall become due and payable within twenty years from the date thereof. Such bonds or certificates of indebtedness when issued, shall be binding upon said city, and shall contain a recital that they are issued pursuant to the provisions of the charter of said city, and such recital shall be conclusive evidence in any court of the validity thereof and of the regularity of their issue. Each of said bonds or certificates of indebtedness shall be signed by the mayor and countersigned by the clerk of said city, and they may be issued, in the discretion of said common council of said city, directly to pay for the improvements provided by this section, but if not so used, they shall be delivered, when issued, immediately to the chamberlain of said city, and be by him sold, at public or private sale, to the highest bidder, but not for less than par and accrued interest, and the proceeds thereof shall be used in paying for such improvements provided for by this section, and as herein provided, and for no other purpose. All of said bonds or certificates of indebtedness shall be numbered consecutively and a record thereof kept by the clerk of said city, and also by the chamberlain of said city, of those which shall be delivered to him to be sold as before provided, showing the date, number, amount and date of maturity of each. All moneys derived from a sale of said bonds or certificates of indebtedness shall be kept by the chamberlain of said city as a separate fund, and designated "the public works improvement fund," and all orders for the payment of any moneys from said fund shall be drawn directly upon said fund, and shall be signed by the president of board of public works and countersigned by the clerk of said city. If the proceeds derived from the sale of the bonds and certificates of

indebtedness issued under the provisions of this section exceed the amount of the actual cost and expense of such improvements to be paid by said city at large as herein provided, such surplus of said funds shall be used to retire or pay off the bonds or certificates of indebtedness or interest thereon, as the same shall become due and payable. To provide funds for the payment of the cost and expense of such improvements or any part thereof, as shall be locally assessed and remaining unpaid, as herein provided, said common council shall issue short term bonds or certificates of indebtedness, in an amount necessary to meet the amount assessed upon abutting property heretofore specified in this title, and which bonds or certificates of indebtedness so issued shall be designated series "B" and shall become due and payable at such times and in such amounts as such local assessments before specified shall become due and payable, as near as may be, and which bonds or certificates of indebtedness shall bear interest at a rate of four per centum per annum, and shall have the same force and validity, and contain the same recitals and be numbered consecutively, and issued and disposed of in the same manner, and with the same restrictions, and the avails received therefrom deposited with the city chamberlain of said city to the credit of the same fund, and paid out for the same purpose, and upon the same authority and in the same manner in all respects as provided in this section with reference to bonds and certificates of indebtedness, designated series "A." The moneys received upon collections of local assessments as provided in this section, shall be used by said common council in paying and canceling the cost and expense of such improvements as shall have been so locally assessed, and in paying and cancelling the cost and expenses of such improvements issued under this section, and designated series "B." All improvements authorized by this section shall be advertised in the official newspapers of the city, for such time as the board of public works may direct, to be awarded to the lowest responsible bidder for the same, who shall furnish the security as hereinafter provided, unless the board of public works shall deem it for the best interests of the city and the adjacent and contiguous property owners, to reject all bids made; in which case if the expense thereof upon any one street shall exceed two hundred and fifty dollars, the said board shall readvertise in like manner until a satisfactory bid shall be received. But if the expense thereof shall be two hundred and fifty dollars or less, and no satisfactory bid shall be received pursuant to said advertisement, or otherwise, the board of public works may cause such work

to be done by the superintendent of public works under its supervision, but at an expense not to exceed the usual or ordinary cost of labor and material. No bid shall be accepted unless accompanied with such security in such amount and penalty and in such form as the board of public works may direct and approve, conditioned that the bidder will accept and execute a written contract and specifications in case it shall be awarded to him. Said security shall be so given after proper specifications shall have been made and filed in the office of the city clerk and after notice for such bid has been published at least once in the official newspapers of the city. The advertisement for bids need not contain the specifications, but may refer to them as on file. No paving, repairing, asphaltting or macadamizing shall be done in any street until the gas and water mains and sewers have been laid therein, and service and house connection pipes to the same laid in front of curb of each separate piece of property, at least to a point within the line of the curbing, in such manner as the board of public works shall prescribe. In case of neglect or refusal of the owner the common council is authorized to do such work and the actual expense thereof shall be assessed on the property benefited thereby the same as other local assessments. If the board of public works shall, of its motion decide that any street, section of a street, place or square ought to be paved, repaved or macadamized and the owners of more than one-half of the total of feet front, or more than one-half of the bona fide owners of the property abutting upon the street upon which the improvement is to be made give consent thereto in writing, or if in place of said consents the common council shall by resolution vote unanimously to concur with the board of public works that such improvement is expedient and necessary, the said board shall publish for at least two weeks a notice in the official newspapers of said city, that at a time and place therein specified it will meet to make a final determination thereof. Such notice shall contain a brief description of the character, location and extent of such proposed improvement. At such meeting of said board any person shall be entitled to be heard for or against such improvement.

1. Determination to make improvement letting contract, et cetera.—If the board shall finally determine to make the improvement it shall record an order to that effect in its minutes and shall cause plans and specifications thereof which may specify in the alternative such different kinds of material as the board may see fit, accompanied by a map establishing and fixing the grade therefor to be prepared by the city engineer, which shall be presented to the board of public works and if approved by it,

shall be filed with the city clerk. The board of public works shall then advertise for bids for the making of such improvements with each kind of pavement or materials specified, according to such plans and specifications, by publishing a notice in the official newspapers of the city and in such other manner and for such time as such board shall direct. Each contract must be awarded to the lowest responsible bidder for the performance of the same with the material finally adopted by the board of public works, who shall furnish the security as hereinafter provided, unless the board of public works shall deem it for the best interests of the city and the adjacent and contiguous property owners, to reject all bids made; in which case if the expense thereof upon any one street shall exceed two hundred and fifty dollars, the said board shall readvertise in like manner until a satisfactory bid shall be received. But if the expense thereof shall be two hundred and fifty dollars or less, and no satisfactory bid shall be received pursuant to said advertisement, or otherwise, the board of public works may cause such work to be done by the superintendent of public works under its supervision, but at an expense not to exceed the usual or ordinary cost of labor and material. No bid shall be accepted unless accompanied with such security in such amount and penalty and in such form as the board of public works may direct and approve, conditioned that the bidder will accept and execute a written contract and specifications in case it shall be awarded to him. Said security shall be so given after proper specifications shall have been made and filed in the office of the city clerk and after notice for such bid has been published at least once in the official newspapers of the city. The advertisement for bids need not contain the specifications but may refer to them as on file. No contract shall be let for such improvements unless the contractor shall also have executed and delivered to the city a bond in a penalty not less than one-half the amount of the contract, to be fixed by the board of public works, duly executed and acknowledged, with two or more sureties, who shall qualify as prescribed for sureties in civil actions, which bond shall be approved as to its form and sureties, by the board of public works and by the city attorney, and shall be filed with the city clerk. Such bond shall be conditioned for the faithful performance by such contractor of his contract in accordance with the terms thereof, and to indemnify and save harmless the said city from all negligence on his part or that of his subcontractors or his or their agents, employes or servants, and to pay or cause to be paid the wages and compensation of all laborers who shall be employed in work in or about such improvement, and to pay for all materials furnished in or

about such improvements. Actions or proceedings on such bond may be brought by the laborers and material men secured thereby at any time within one year after such cause of action accrued, in their name or names or that of their assigns, but the city shall not in any manner be liable or responsible by reason of such bond, or for costs of any such action or proceeding thereon by any laborer, material man or his assigns. The city shall not be held in any action brought or had under any contract made with the contractor as aforesaid for any other or greater liability than that expressed therein, nor required to pay out or otherwise dispose of any sums of money for the doing of such work or the furnishing of such material greater than is stipulated in such contract, nor otherwise than in strict conformity with the stipulations thereof. Extra work, however, may be done or materials furnished and allowed for by said board of public works, but the same must be along and upon the line of the proposed improvements and must be allowed by said board in writing before said work is done or materials furnished. The board of public works upon letting any contract for such improvements shall immediately cause a notice to be published in the official newspapers of the city, requiring the owners or occupants of property fronting on any street in which such improvements are to be made, to make connections with the gas, water and sewer mains and service and house connection pipes to be laid in front of each separate piece of property, at least to a point within the line of the curbing, within such time and in such manner as the board of public works shall prescribe. They shall also give written notice to any and all gas companies having mains already laid in such street, or in any part thereof, to lay their service pipes in such street within such time, in such manner and at such distances apart as the board of public works may require. No paving, repairing, asphaltting or macadamizing shall be done in any street until the gas and water mains and sewers have been laid therein, and service and house connection pipes to the same laid in front of curb of each separate piece of property, at least to a point within the line of the curbing, in such manner as the board of public works shall prescribe. In case of neglect or refusal of the owner or gas company, as the case may be, the board of public works is authorized to do such work and the actual expense thereof shall be assessed by the common council on the property benefited thereby the same as other local assessments. After said board of public works shall have caused to be established the grade necessary for the paving in any manner of any street, alley or public place, or any part thereof, which it has determined to improve under the provisions of this section, it shall give notice in writing to the owner or owners or persons

interested in the lands which front or abut upon any such street, alley or public place as are above or below the grade thus established, to construct and maintain a retaining wall of suitable materials and in such manner as said board of public works may direct along such street, alley or public place in front of their respective lands, and in case any such owner or owners or persons interested in said lands shall neglect or refuse to complete such retaining wall within such reasonable time as may be required by said board of public works or shall neglect or refuse to keep said retaining wall in good repair and condition after its completion, said board of public works may cause said wall to be made and completed and maintained in good repair and condition after its completion, and the said cost and expense of building, completing and maintaining the same shall be by the common council assessed upon the property upon and in front of which said retaining wall was built, completed and maintained, and the amount thereof added by said common council to the next city assessment upon said property, and levied and collected in the ordinary way of levying and collecting taxes and expenditures in said city.

2. Expense of improvement.—The expenses of such paving, repaving or macadamizing as are made along and border upon and are contiguous and adjacent to any property owned by the city, including crosswalks and intersections of streets, and one-third of the remainder of such improvements, exclusive of the amount charged to any railroad company, shall be paid by the city at large; the balance of the expense of such improvements shall be paid and become a charge upon and shall be assessed against such real estate abutting and bordering upon and contiguous and adjacent to the street or streets, alleys, public places or way or any part thereof and by or against any railroad company whose rails or tracks occupy any portion of that part of the street or other way or public place so improved. The board of public works shall ascertain the whole cost thereof and shall apportion the same upon all the real estate fronting upon said street, section of a street or public square then to be improved in proportion to the benefit which each owner of said real property may be deemed to receive, first deducting the share thereof imposed upon the city and the share or any portion thereof which any street or other railroad company may be liable to pay for the pavement between its tracks and on each side of them. The word "pavement" as herein used, is intended to include curbs and gutters. The board of public works shall report such apportionment and the amount for which such railway company shall be liable and a list of all the lots and parcels of land liable to assessment with

their respective frontage and a description thereof to the common council.

3. Assessment of costs.—The common council shall assess upon any railway company liable to assessment hereunder its share of the costs of such improvements and the said assessment shall be collected in the same manner as other assessments are collected by the chamberlain as provided in this act. The common council shall assess the residue of such expenses after deducting the share to be paid by the city at large, upon all the real estate fronting upon said street or section of a street, public place or square as hereinbefore provided and shall make a just and equitable assessment of the amount so fixed by it against the said owners and occupants and upon such lands deemed to be benefited as herein provided, assessing each parcel as near as may be in proportion to the benefit which each owner of real property may be deemed to receive therefrom and shall thereupon cause a notice to be published in the official newspapers of said city, that the assessment-roll has been filed with the city clerk and that the common council will on a certain day and place to be therein specified, which shall not be less than ten days from the first publication of said notice, proceed to confirm said assessment. At the time and place named in said notice, or at any other time or place to which the common council may from time to time adjourn said hearing, any person interested may appear before the common council and apply to have said special assessment-roll altered or corrected as he may deem just. After hearing all such applications the common council may proceed to make such alterations and corrections in said special assessment-roll as it may deem just, and by resolution confirm the same; the said assessment shall thereupon be and become final and conclusive upon all parties interested. To provide funds for the payment of the costs and expenses of such improvements, and to provide the funds for the payment of the costs and expenses with interest thereon incurred in the pavement of Lincoln avenue, Tompkins street and Port Watson street by the village of Cortland and to take up and pay the obligations or orders issued therefor with interest thereon either by the village of Cortland or by the city of Cortland, or any part thereof as shall be paid by said city, as hereinbefore provided, said common council shall issue bonds or certificates of indebtedness of said city which shall be designated series "A," and thereby pledge the faith and credit of said city to the extent that said city is authorized by law to issue bonds and certificates of indebtedness, and which bonds or certificates shall bear interest at a rate not to exceed four per centum per annum, and shall be for such amounts and upon such terms as

may be determined by said common council, but all of said bonds or certificates of indebtedness shall become due and payable within twenty years from the date thereof. Such bonds or certificates of indebtedness, when issued, shall be binding upon said city, and shall contain a recital that they are issued pursuant to the provisions of the charter of said city, and such recital shall be conclusive evidence in any court of the validity thereof and of the regularity of their issue. Each of said bonds or certificates of indebtedness shall be signed by the mayor and countersigned by the clerk of said city, and they may be issued, in the discretion of said common council of said city, directly to pay for the improvements provided by this section, but if not so used, they shall be delivered, when issued, immediately to the chamberlain of said city, and be by him sold, at public or private sale, to the highest bidder, but not for less than par and accrued interest, and the proceeds thereof shall be used in paying for such improvements provided for by this section, and as herein provided, and for no other purpose. All of said bonds or certificates of indebtedness shall be numbered consecutively, and a record thereof kept by the clerk of said city, and also by the chamberlain of said city, of those which shall be delivered to him to be sold as before provided, showing the date, number, amount and date of maturity of each. All moneys derived from a sale of said bonds or certificates of indebtedness shall be kept by the chamberlain of said city as a separate fund, and designated "the public works improvement fund," and all orders for the payment of any moneys from said fund shall be drawn directly upon said fund, and shall be signed by the president of the board of public works and countersigned by the clerk of the said city. If the proceeds derived from the sale of the bonds and certificates of indebtedness issued under the provisions of this section exceed the amount of the actual cost and expense of such improvements to be paid by said city at large as herein provided, such surplus of said funds shall be used to retire or pay off the bonds or certificates of indebtedness, or interest thereon, as the same shall become due and payable. To provide funds for the payment of the cost and expense of such improvements, and to provide the funds for the payment of the cost and expenses with interest thereon incurred in the pavement of Lincoln avenue, Tompkins street, and Port Watson street in the village of Cortland, and to take up and pay the obligations or orders with interest thereon issued therefor either by the village of Cortland or by the city of Cortland or any part thereof as shall be locally assessed and remaining unpaid, as herein provided, said common council shall issue short term bonds or certificates of indebtedness, in an amount necessary to meet the amount

assessed upon abutting property heretofore specified in this title, and which bonds or certificates of indebtedness so issued shall be designated series "B," and shall become due and payable at such times and in such amounts as such local assessments before specified shall become due and payable, as near as may be, and which bonds or certificates of indebtedness shall bear interest at a rate of four per centum per annum, and shall have the same force and validity, and contain the same recitals and be numbered consecutively, and issued and disposed of in the same manner, and with the same restrictions, and the avails received therefrom deposited with the city chamberlain of said city to the credit of the city fund, and paid out for the same purpose, and upon the same authority and in the same manner in all respects as provided in this section with reference to bonds and certificates of indebtedness, designated series "A." The moneys received upon the collection of local assessments as provided in this section, shall be used by said common council in paying and cancelling the cost and expense of such improvements as shall have been so locally assessed, and in paying and cancelling the short term bonds or certificates of indebtedness issued under this section, and designated series "B."

§ 9. Section seventy-nine of said act is hereby amended to read as follows:

§ 79. Change of grade of streets, et cetera.—The board of public works shall have power to change the grade of any street, public place or square, whenever such change shall be necessary. If the grade of any street, public place or square in which a street surface railroad is now, or shall hereafter be operated shall be changed, or if any such street shall be straightened, widened or altered, the railroad corporation operating such street surface railroad shall change its grade and line to conform to such alterations, if required so to do by the board of public works; but unless such railroad corporation shall be legally liable to pay the cost of such change of the grade and line of such railroad, such change shall be at the expense of the city.

§ 10. Section eighty of said act is hereby amended to read as follows:

§ 80. Sidewalks, construction and repair thereof; assessment or expenses, et cetera.—The board of public works shall have power, to require sidewalks, curbs and gutters, and the whole or any part of such sidewalks, curbs or gutters in said city to be constructed, made, paved, flagged, curbed, guttered, relaid, reset, mended, or repaired by the owners, possessors, or occupants [or] of lands adjoining such sidewalks, curbs, or gutters; and to require any or either of such improvements, acts or things to be made or done in such a manner, at such times, and of such mate-

rials as it may prescribe and direct. Such improvements shall conform to the grades established or to be established before such improvements are made. The board of public works, in the resolutions or ordinances requiring any of the improvements, acts or things authorized by this section, shall specify in what manner and within what time and of what material the same must be made or done. [At least ten days before the expiration of the time specified for such performance it] It shall cause to be served upon the owners or occupants of the lands adjoining such sidewalks, curbs or gutters, so to be improved as aforesaid, a copy of said resolution or ordinance, with a notice, that, if the same is not done within the specified time by the several owners or occupants of the adjacent lands, it will be done by said board of public works at the expense of such owner or occupants. Such service shall be made either upon the owner or occupant by delivering the same to him personally or by leaving the same, in his absence, with some member of his family or person of suitable age, residing with him. In case the land is unoccupied, or the owner a non-resident, such service may be made upon the agent of such owner, if known to the board of public works, or by depositing the same in the post-office, properly inclosed and the postage thereon prepaid, and directed to such owner at his place of residence or the post-office nearest his place of residence. In case such owner or his place of residence is unknown, and there be no resident agent or occupant to the knowledge of the board of public works such service may be made by affixing a copy of such ordinance or resolution and notice upon a conspicuous part of said premises. [The board of public works shall also, at least ten days before the expiration of the time specified for performance, cause a copy of such resolution or ordinance to be published at least once in the official papers of said city.] Affidavits of the service [and publication] of such resolution or ordinance may be filed or recorded, or both, in the office of the clerk of said city, and the affidavits or the records thereof, or a certified copy of either, shall, in all courts and places, actions and proceedings be prima facie evidence of the facts stated therein. In case any such improvement, act or thing so required shall not be made, done or completed, as required, within the time so specified, the board of public works shall have the power to make, do or complete the same, and, having done so, shall, without giving any further notice, proceed to make a special assessment-roll of the expense thereof against the delinquent owners or occupants, and upon said adjoining lands owned or occupied by them, assessing upon each parcel or lot of land the expense of the sidewalk, curb or gutter immediately adjoining it and file the same with the city clerk. Whereupon the said city clerk shall give notice in the

official newspapers of the city that the same had been left with him and may be examined by all persons interested; and that at a time and place to be specified in said notice, which shall not be less than ten days from the first publication thereof, the common council will hear and act upon the application of any person deeming himself aggrieved by said special assessment, to have the same altered or corrected, as he may deem just. After hearing all such applications, the common council may proceed to make such alterations and corrections, if any, in said special assessment-roll, as it may deem just, and by resolution confirm the same. And said assessment shall thereupon become and be final and conclusive upon all parties interested in said real estate or affected thereby and the said assessment shall be collected in the manner and with the fees prescribed for the collection of such special assessments in this act. The owner or occupant of lands fronting or abutting any street shall be liable for any injury or damages by reason of omission, failure or negligence to make, maintain or repair the sidewalk adjoining such lands or for a violation, or non-observance by him of a resolution or ordinance of the board of public works, authorized by this section, and shall not be relieved therefrom by the service of the notice above specified. The board of public works shall have power in its discretion to allow a rebate of three cents per square foot to be paid out of the public works fund, upon the expense hereafter incurred by any person for laying in a public street of the city a stone or cement sidewalk adjoining lands owned or occupied by him, provided said sidewalk shall be constructed in the manner and of the material and quality prescribed by the said board, and the work shall be done under the supervision of the superintendent of public works, and shall be approved by him.

§ 11. Section eighty-one of said act is hereby amended to read as follows:

§ 81. Cleaning sidewalks and gutters of snow and ice.—It shall be the duty of every owner or occupant of every lot or piece of land to keep the gutters, and the sidewalks adjoining his lot or piece of land at all times clean and free from snow, ice or other obstructions. It shall be the duty of such owner or occupant to remove new ice and freshly fallen snow from such sidewalks before [twelve] eight o'clock in the forenoon of each day. [and to keep the same so cleaned and removed at all times. In case such owner or occupant shall neglect or refuse to clean said sidewalk within such time, he shall be subject to such fine or penalty therefor as shall be prescribed by the board of public works, and in addition thereto the superintendent of public works shall, in such case, proceed to clean the same without notice to such owner or occupant.

In case any sidewalk or any such other gutter in said city shall at any time, in the judgment of the superintendent of public work otherwise require cleaning, said superintendent shall serve a notice upon the owner of the adjoining lot requiring him to clean the same within twenty-four hours after the service of such notice. Such notice shall be served in the same manner as the notice for the construction or repair of sidewalks, curbstones and gutters, as provided in the next preceding section. If such notice be served by mail the owner shall have three days after service thereof within which to comply with such requirements. If any person so required to do any such cleaning, shall neglect or refuse to do the same within the time prescribed therefor, the said superintendent shall clean the same in such manner as he shall deem proper and suitable, in which case he shall report the fact and the expense thereof to the city clerk, who shall give notice of the expense thereof to the owner, in the same manner as notices to do the cleaning, requiring the payment of such expense to the city chamberlain within ten days after the delivery or mailing of such a statement. If such expense be not paid to the city chamberlain within the time prescribed therefor, the said superintendent shall file his affidavit of the actual expense thereof with the city clerk of the city, and the same shall thereupon be assessed by the common council and collected the same as other local assessments.】 In default thereof such owner or occupant shall be subject to such fine or penalty therefor as shall be prescribed by the board of public works. Also the superintendent of public works shall have power to remove all snow and ice which the owner or occupant has neglected to remove before the said hour of eight o'clock in the forenoon, or any other obstruction upon the sidewalks, and no ordinance for the same need be passed, or notice given and the expense thereof shall be assessed and collected in the same manner as the expense of constructing and repairing sidewalks.

§ 12. Section ninety-one of said act is hereby amended to read as follows:

§ 91. Fire commissioners, how appointed.—【During the month of January】 Before the first day of April, nineteen hundred and one, the mayor, subject to the confirmation of the common council, shall appoint 【four】 three fire commissioners, who shall hold office as follows: 【two】 one until February first, nineteen hundred 【three】 two, 【and two】 one until February first, nineteen hundred 【five】 three, and one until February first nineteen hundred four. Thereafter 【the common council】 in the month of January in each 【alternate】 year there shall in the same manner, 【appoint】 be appointed 【two】 one 【commis-

sioner] fire commissioner for the term of [two] three years to succeed the [commissioners] commissioner whose [terms] term of office [expire] expires in that year. The said commissioners shall [be] constitute the board of fire [department] commissioners. [and members of the board of the police department.]

§ 13. Section one hundred and ten of said act is hereby amended to read as follows:

§ 110. Board of police commissioners; organization.—[The members of the board of fire commissioners shall, with the mayor, constitute the board of police commissioners of said city. The mayor shall be the president of said board; but shall have no vote therein, except in case of tie. In case of the mayor's absence from the city or his inability from any cause to attend any meeting of said board, the other members thereof shall choose one of their number chairman pro tempore, who shall have the same powers as the mayor therein and who shall not lose his vote thereby.] The board of police commissioners shall consist of three members, who shall be appointed by the mayor subject to the confirmation of the common council. The mayor shall have power at all times summarily to remove from office any police commissioner. Subject to such power of removal the term of office of police commissioner shall be two years. The members shall choose one of their number chairman, who shall not lose his vote thereby. The city clerk shall be the secretary of the board, shall keep a record of its proceedings and shall have the custody of all books and papers belonging to said board. Said books and papers shall, at all times, be open to the inspection of each member of the board.

§ 14. Section one hundred and eleven of said act is hereby amended to read as follows:

§ 111. Vacancies, how filled.—In case any vacancy shall occur in the office of police commissioner of said city, such vacancy shall be filled for the unexpired term [by the common council] in the manner provided in this act for the original appointment. The resignation from office of any police commissioner shall be made to the [common council] mayor of said city and shall be subject to [its] his acceptance.

§ 15. Section one hundred and twelve of said act is hereby amended to read as follows:

§ 112. Officers of police, patrolmen and special policemen.—[The said board of police commissioners shall, within ten days after their appointment, organize as the board of police commissioners. The permanent police force of the village of Cortland shall, as to its component parts, remain as now constituted, until the same shall be reorganized by the action of the common

council pursuant to the authority vested in it by this act.】 The first board of police commissioners of the city shall organize within ten days after their appointment, and within thirty days said board shall organize the police force of the city of Cortland, and shall appoint a permanent chief of police, and such patrolmen as is provided by this act. As soon as the persons so appointed members of the permanent police force shall have qualified, the term of office of the present chief of police and patrolmen of the city shall terminate. Upon the application of any corporation, society, person or persons showing the necessity therefor, the said board of police commissioners may, whenever deemed expedient, appoint and swear in special policemen, not exceeding the number so applied for, who shall serve for a time not exceeding that stated in the application, but the compensation of such special policemen, which shall be fixed by the board, shall be paid by the corporation, society, person or persons requesting their appointment. Said special policemen may be removed at any time by the said board, without cause assigned therefor, and notice of such removal shall be forthwith given to the corporation, society, person or persons who applied for their appointment as aforesaid, such board may also, upon any emergency, or for any special purpose, appoint not more than six special policemen at a compensation not to exceed three dollars per day for a term not to exceed five days, and as many special patrolmen without pay as it shall deem desirable.

§ 16. Section one hundred and thirteen of said act is hereby amended to read as follows:

§ 113. Qualification of police.—No person shall ever be appointed a chief of police, sergeant, patrolman or special policeman by said board, or shall continue to hold office as such, who is not a citizen of the United States, or who has ever been convicted of crime, or who cannot understand English, or read and write the English language, or, with the exception of the chief of police, who at the time of his appointment is over the age of forty-five years.

§ 17. Section one hundred and fourteen of said act is hereby amended to read as follows:

§ 114. Duration of office of members of the police force.—All the members of the permanent police force, other than special policemen, subject to the power of removal hereinafter specified, shall hold their respective offices during good behavior, or until by age or disease they become permanently incapacitated to discharge their duties.

§ 18. Section one hundred and fifty-one of said act is hereby amended to read as follows:

§ 151. Board of education.—The affairs of said school district of the city of Cortland shall be managed by a board of nine members to be [elected] appointed in the manner provided in this act, which board shall be known and designated as the “board of education of the city of Cortland”. Said board and its successors shall possess all the powers conferred, and discharge all the duties imposed by this act, or by any general law of this state relating to school districts in cities, or relating to boards of education of such districts, and not inconsistent with the provisions of this act.

§ 19. Section one hundred and fifty-eight of said act is hereby amended to read as follows:

§ 158. Powers of board of education to raise tax for support of schools.—On or before the fifteenth day of October in each year, the said board of education shall prepare a statement of such sum of money as it shall deem necessary during the fiscal year commencing with the first day of January next ensuing for each of the following purposes:

1. For wages of superintendent and teachers, after applying such of the public school and other moneys as may be applicable thereto.

2. For the maintenance of a high school, if one shall have been established, and the payment of the teachers thereof after applying such of the public school and other moneys as may be applicable thereto.

3. For the repair of school-houses, outhouses and grounds with the appendages and appurtenances.

4. For the purchase, repair or improvement of school apparatus, books, furniture and fixtures.

5. For the purchase of fuel and lights and to pay contingent expenses of the district, including the salaries of janitors, assistants, employes and incidental expenses. Before the meeting of the board of education of which the aforesaid statement is prepared, and said board of education shall give to the mayor official notice thereof and the mayor shall attend said meeting and be accorded the right of inquiry into all the items of said statement and all the privileges in said meeting of the members of said board, except the privilege of voting. Whenever the board of education shall finally have determined on the statement of expenses itemized as heretofore indicated, it shall present the same to the mayor or acting mayor of the city of Cortland. If the mayor or acting mayor approves such statement he shall sign it, and immediately file the same with the city clerk; if he does not approve any item therein he shall within five days return the statement with his objection endorsed thereon or annexed thereto to the president of the board of education. Such board shall then

proceed to reconsider such statement, and if two-thirds of the members then in office agree to sustain the statement as made it shall stand as if it had been approved by the mayor, and shall be immediately filed with the city clerk. If two-thirds of the members of said board do not agree to sustain the statement as made it shall be modified so as to conform to the views expressed by the mayor in his objection and he shall then sign it and file it with the city clerk. But if he does not approve any item thereof he shall, within twenty-four hours return the same with his objection as before. The board of education shall continue to present statements as aforesaid until the mayor's approval is obtained or until two-thirds of the members of said board agree to pass the same over his objections and said statement when thus approved or passed shall be filed with the city clerk. If the mayor or acting mayor fails to sign a statement of moneys required as herein provided or fails to return within five days after its submission, said statement with his objections thereto, to the board of education, said statement shall be filed with the city clerk in the same manner as if it had been approved. When such statement is filed with the city clerk, the common council of said city shall include in the annual tax and assessment roll for that year the amount specified, in said statement, provided said amount shall not exceed one-third of one per centum of the total assessed valuation of all the property within the city as appears by the last preceding assessment roll thereof. In case said amount exceeds the limitation above specified it may be included in the annual tax and assessment roll for that year, by resolution of the common council passed by a two-thirds vote of all the members thereof, otherwise the entire statement shall be returned to the board of education, and it shall thereupon be the duty of said board to prepare a new statement in the same manner as the former, but the total amount of which shall not exceed the limitation of one-third of one per centum of the total assessed valuation of all the property within the city as appears by the last preceding assessment roll. The amount specified in said statement included in the annual tax and assessment roll of the city [and the same] shall be collected by the city chamberlain, who shall credit the same to the general school fund of the board of education.

§ 20. Section one hundred and seventy of said act is hereby amended to read as follows:.

§ 170. Board of health; organization.—There shall be a board of health consisting of six members [who shall be designated commissioners of health]. During the month of January, nineteen hundred and one, there shall be appointed in the manner provided in this act six [commissioners] members of the board

of health, two of whom shall hold said office until February first, nineteen hundred and two, two of whom shall hold office until February first, nineteen hundred and three, and two of whom shall hold office until February first, nineteen hundred and four. In the month of January in each year thereafter there shall be appointed in like manner two [commissioners] members of the board of health for the term of three years to succeed the [commissioners] members whose terms expire in that year.

§ 21. Section one hundred and seventy-two of said act is hereby amended to read as follows:

§ 172. Health officer.—The [said board shall appoint a competent physician not one of its members, to] city physician shall be the health officer of the city. [The said officer] He shall be under the direction of said board of health, and shall perform such duties as may be required by [said board of health] it not inconsistent with this act and the general laws of the state.

§ 22. Section one hundred and eighty-five of said act is hereby amended to read as follows:

§ 185. Issue of tax roll and warrant to chamberlain.—The city clerk, under the direction of the common council, shall extend and apportion the city tax on the assessment-roll delivered to him in each year and shall forthwith file the same in his office, and shall make two copies of the same with the tax so extended and apportioned, and shall certify such copies to be correct duplicate city rolls of state, county and city taxes; such roll shall then and on or before the fifteenth day of January, or as soon thereafter as practicable, be delivered to the chamberlain of the city with a warrant annexed, under the seal of the city, commanding him to receive, levy and collect the several sums in the roll specified as assessed against the person or property therein mentioned or described, with such percentage of penalty and interest as is in this act provided, in the manner provided by law for the collection and levying of county taxes by town collectors and with the additional powers conferred by this act [and to return said warrant and roll to the city clerk within ninety days after the date of the warrant]. From the time of the receipt of the tax-roll and warrant by the chamberlain, all taxes assessed and levied upon any real estate shall be a lien upon such real estate for the amount thereof with percentage and interest until the same shall be fully paid.

§ 23. Section two hundred of said act is hereby amended to read as follows:

§ 200. Settlement by chamberlain for taxes collected.—It shall be the duty of the chamberlain to pay over to the treasurer of Cortland county at the end of each week during the period that the tax roll and warrant is in his hands, all moneys received by

him for county and state taxes. He shall take duplicate receipts for each payment, one of which shall be immediately filed with the city clerk. All other moneys received by him for taxes shall daily be deposited in such banks as are made depositories of the city, by resolution of the common council. Except as otherwise provided by this act, the chamberlain shall settle with the county treasurer for state and county taxes in the manner required by law of town collectors, and with the common council for city taxes and assessments in the same manner. Upon the final settlement with the county treasurer, the chamberlain may pay from the general fund of the city the amount of the uncollected state and county taxes in his hands for collection, and thereupon such taxes shall belong to the city of Cortland. At the time of the delivering to him of the duplicate city roll and tax warrants, the chamberlain shall receipt for the same, and shall then be charged with the whole amount which he is thereby authorized to collect. He shall not be authorized to credit himself with any amount as unpaid on any warrant until he shall make and file with the city clerk an affidavit stating the amount unpaid and setting forth the reason in each case why such tax or assessment is or has not been collected. The common council may thereupon order and authorize said chamberlain to credit himself with the whole or any part of said tax or assessment unpaid, and the chamberlain shall be credited only with such amount as the common council shall so order. Upon settling with the common council the chamberlain must show that he has duly settled with the county treasurer for state and county funds. The city clerk shall, on the delivery of the blank tax receipts to the chamberlain, charge the chamberlain with the number of receipts delivered, and the chamberlain shall immediately examine the numbering of the receipts and report to the city clerk any irregularity found therein. The chamberlain shall receipt to the city clerk therefor, and shall be held strictly accountable for all receipts found missing at regular settlements; also for all the detached receipts, including receipts, the duplicates of which do not show the entry of taxes. All irregularities in the issuance of receipts that render them worthless must be shown on the face of the original, which must in no case be detached from the duplicate. At the time of the annual settlement the chamberlain shall deliver to the city clerk all duplicates of receipts issued by him and other receipts delivered and charged by the city clerk to him.

§ 24. Section two hundred and one of said act is hereby amended to read as follows:

§ 201. Power of common council as to void and erroneous assessments.—The common council of the city may, in its discretion, release, discharge, remit or commute any portion of the

taxes assessed or levied against any person or property for any error, irregularity or omission in the levying of said taxes, or in any of the proceedings relating to the same. In case any assessment shall remain unpaid on account of any irregularity, omission or error in any assessment authorized by this act, or the laws in force when such tax was levied, or in case of error in the description of lands or in the description of the owner or occupants, the common council may, in their discretion, or upon the application of any person interested, proceed to correct such irregularity, omission or error, or cancel, remit or commute such tax, or cause the amount so unpaid to be reassessed on the property, the assessment against which remains unpaid, or upon the owner or occupant thereof; and the common council are hereby authorized and empowered to make such reassessment upon giving ten days' personal notice thereof to the owner, agent or occupant of the property against which the amount remains so unpaid. They may direct the city chamberlain to correct any irregularity, omission or error, and such reassessment or correction shall have the same effect as if said assessment had been properly made. But the common council shall not alter any valuation made by the assessor. Any omission to comply with the provisions of this act in making an assessment or levying a tax, or creating a lien, shall not render such assessment or the tax levied thereunder or the assessment made or lien created thereby, void, but shall be treated as an irregularity merely and it shall be the duty of any and all courts in case it shall appear that such irregularity exists to direct the same to be corrected or amended or the omission supplied, if possible. In case any tax or assessment made, assessed or levied under this act or which has heretofore been made, assessed or levied, or attempted to be made, assessed or levied, upon property situate within the limits of the present city of Cortland, either by the assessor thereof or by the common council or by the village of Cortland or the board of trustees thereof, or by the town of Cortlandville or assessors thereof or by the board of supervisors of the county of Cortland, shall be or be declared void, or have failed for want of jurisdiction or for any irregularity, mistake or inadvertence in levying or assessing the same, the common council shall have power, and it shall be their duty to cause the same to be reassessed in a proper manner. Any sum paid thereon shall be credited upon the tax so reassessed, and, if the sum paid shall exceed the amount so reassessed, the excess shall be refunded to the person entitled thereto.

§ 25. Section two hundred and eighteen of said act is hereby amended to read as follows:

§ 218. Jurisdiction of city judge in criminal cases.—The city

judge in all criminal actions and proceedings and special proceedings of a criminal nature, for and on account of offenses committed or charged to have been committed within the city, shall have all the jurisdiction and authority which a justice of the peace of a town would have if such offenses were committed or charged to have been committed in the town, including bastardy proceedings, in which latter proceeding it shall not be necessary for the city judge to associate with himself another magistrate. He shall also have power to try the following offenses, committed within his jurisdiction, namely, cases of malicious mischief or injury; all offenses against public decency; selling unwholesome provisions; breaches of the peace, all violations of the laws and ordinances of the city, and all other offenses of the grade of misdemeanor under the laws of the state. And the city court shall possess and exercise all the powers conferred upon courts of special sessions, and shall be subject in the exercise of such powers, to all provisions of law relating to courts of special session; and upon conviction in said court for any misdemeanor of which the court has jurisdiction, the same sentence may be imposed as might be imposed were such conviction had in a county court.

§ 26. Section two hundred and forty of said act is hereby amended to read as follows:

§ 240. Limitation of actions against the city.—No action or proceeding to recover or enforce any claim, debt or demand against the city shall be brought until the expiration of thirty days after the claim, debt or demand shall have been presented to the common council for audit. All actions brought against the city upon any contract, [liability,] expressed or implied, must be commenced within one year from the time that the cause of action accrued, or if for injuries to the person or property, caused by negligence, within one year from the time of receiving the injuries, and in other cases within six months after the refusal of the common council to allow the claim; and no action or proceeding shall be maintained against the city for personal injuries unless notice in writing of the intention to claim damages and of the time and place at which such injuries were received and the nature and extent of such injuries, shall have been filed with the [corporation counsel] city attorney within one month after such injury shall have been received and an omission to present such notice, within the time as above provided, shall be a bar to an action thereon against the city.

§ 27. Section two hundred and fifty-four of said act is amended to read as follows:

§ 254. No vacancies in certain offices before January first, nineteen hundred [one] two.—No vacancies shall be held to

exist in any of the city or ward offices enumerated in this act prior to the first day of January, nineteen hundred [one] two, by reason of the failure to provide herein for the occupancy of said offices to such date.

§ 28. Section two hundred and fifty-eight of said act is hereby amended to read as follows:

§ 258. Unpaid taxes.—The city of Cortland shall be entitled to all unpaid taxes of the village of Cortland and the same shall be reassessed, collected and enforced by the same proceedings and process as the city tax. The city of Cortland is authorized also to reassess, collect and enforce in the same manner, any uncollected tax of the town of Cortlandville, upon property situate in the limits of the present city of Cortland. The city chamberlain shall account with the town of Cortlandville for the portion to which such town is entitled of any town tax received by him.

§ 29. Section two hundred and sixty-one of said act is hereby amended to read as follows:

§ 261. The city chamberlain to borrow money.—The city chamberlain or acting city chamberlain shall, with the approval of the common council expressed by resolution, have the power to borrow money on the credit of the city for the payment of [current city expenses in anticipation of taxes already levied, but not in excess of the amount levied] any duly authorized debt or obligation of the city whenever there are at his disposal no funds of the city applicable to the payment of such debt or obligation.

§ 30. Section two hundred and sixty-three of said act is hereby amended to read as follows:

§ 263. Village assessments, liens, franchises.—All taxes heretofore levied and all assessments made and liens declared by the village of Cortland or the board of trustees thereof upon property in said village shall be, remain and continue existing liens against said property and enforceable by the city of Cortland in the manner hereinbefore provided, and all assessments heretofore made and liens created or assumed to be created by the village of Cortland or board of trustees thereof against property in said village are hereby legalized, confirmed, ratified, reassessed, approved and declared lawful and are made valid liens in favor of said city of Cortland and enforceable by said city in the manner hereinbefore provided. But the provisions of this act shall not in any manner affect any actions heretofore commenced and now pending against the said village of Cortland or the officers thereof. The common council of said city shall have the authority and is hereby empowered to accept the surrender of any franchise or any right, or rights, given under any franchise heretofore granted by the board of trustees of the village of Cortland, without any impairment of any of the remaining rights granted under said franchise and on

such terms as the common council may deem just. [The application heretofore made and the proceedings and actions taken heretofore by the board of trustees of the village of Cortland with reference to the pavement of Groton avenue in said village shall be assumed, confirmed and continued by the board of public works under, and pursuant to, the provisions of this act, the same as if said application had been made under this act or the proceedings for the pavement of said street had originated with, or been instituted by, said board of public works, according to the provisions of this act and the petition heretofore presented to the board of trustees of the village of Cortland by the property owners of said street requesting the pavement of the same shall be considered a sufficient consent of the property owners as required by the provisions of this act and no further consent of the property owners shall be necessary under the provisions of this act, but the pavement and improvement of said street shall be completed on the petition heretofore filed.]

§ 31. Section two hundred and sixty-five of said act is hereby amended to read as follows:

§ 265. Repealing act.—Chapter three hundred and forty-two of the laws of eighteen hundred and eighty-nine, and the acts amendatory thereof, and chapter one hundred and nine of the laws of eighteen hundred and eighty and the acts amendatory thereof are hereby repealed.

§ 32. This act shall take effect immediately.

OTTO KELSEY,
Chairman.

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Fowler, Int. No. 653, entitled "An act in relation to the admission of citizens of this State to the examinations of the State Board of Law Examiners" (No. 729), reported in favor of the passage of the following substitute bill:

AN ACT in relation to the admission of citizens of this state to the examinations of the state board of law examiners.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The state board of law examiners are hereby authorized to admit to the examinations for admission to practice as an attorney and counselor-at-law, Benjamin S. Dean, a citizen of this state residing at Jamestown, New York, upon the presentation of the certificate of a justice of the supreme court to the effect that

the said Benjamin S. Dean is fitted by experience, learning and moral character to become a member of the bar of this state, and that the said Benjamin S. Dean has served as a clerk to such justice of the supreme court for a period of five years; such certificate in connection with an affidavit of the applicant setting forth his previous public service as a member of a constitutional convention of this state, being accepted as an equivalent for the usual period of clerkship and the certificate of the regents of the university of the state of New York, and, upon passing the said examinations, the applicant shall be admitted to the practice of law, upon the same terms and conditions as other persons passing said examinations.

§(2. This act shall take effect immediately.

ROBT J. FISH,
Chairman.

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. O'Malley, Int. No. 366, entitled "An act to amend chapter 174 of the Laws of 1898, entitled 'An act to amend chapter 365 of the Laws of 1862, entitled "An act to authorize the discharge of mortgages of record in certain cases," as amended by chapter 326 of the laws of 1884,' relative to the matters required to be alleged in the petition" (No. 381), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Vacheron, Int. No. 573, entitled "An act to prohibit certain sales by auctioneers" (No. 628), reported the same with the following amendments, and requested that said bill be recommitted to said committee:

Page 2, line 2, after the words "which fee" insert the following words, "shall be fixed by the common council of the city, wherein the license is issued, and."

Same page, line 22, after the words "is the" insert the words "bona fide."

Same page, line 26, strike out all of line 26, and insert after the word "insolvency" in line 25 the following words:

"Section 2. Any auctioneer violating any of the provisions of this act shall be guilty of a misdemeanor.

"§ 3. This act shall take effect immediately."

JEAN L. BURNETT,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Remsen, Int. No. 368, entitled "An act to amend chapter 46 of the Laws of 1873, passed March 5, 1873, and entitled 'An act to provide for the laying out, improvement and preservation of burial grounds in the several towns of the State'" (No. 383), reported in favor of the passage of the following substitute bill, retaining its place on the order of second reading:

AN ACT to amend the town law, relative to burial grounds in towns which have been annexed to or consolidated with other municipalities.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Article eight of chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety, entitled "An act in relation to towns constituting chapter twenty of the general laws," is hereby amended by adding at the end thereof two new sections to be known as sections one hundred and ninety-six and one hundred and ninety-seven, and to read as follows:

§ 196. Burial grounds in annexed towns.—Any town the whole of which has been or shall hereafter be annexed to or consolidated with any city, village or other town, and which previous to such annexation or consolidation shall have purchased and maintained a burying ground or grounds as public property of such town but which ground or grounds shall not have been conveyed to trustees as provided in section one of chapter forty-six of the laws of eighteen hundred and seventy-three, or section one hundred and ninety-three of this chapter, but which ground or grounds are or were at the time of such annexation or consolidation under the charge of the town board of said town, as public property thereof, then the rights and powers conferred by section one hundred and ninety-three of this chapter, on a meeting of the electors of such town to elect three or five persons as trustees of said burying grounds, and on the supervisor of such town to convey the land embraced in such grounds to such trustees, shall devolve upon the mayor or other chief magistrate of the city or village or other town with which such town shall have been or may hereafter be consolidated or annexed; and on the petition of not less than twenty citizens, each of whom shall have been a resident of such

town for at least two years previous to such annexation or consolidation, the mayor or other chief magistrate of the city, village or town to which such town shall have been annexed or with which it shall have been consolidated, shall appoint three or five persons, each of whom shall have been a citizen of such annexed or consolidated town for at least two years previous to such annexation or consolidation, as trustees of such burying ground or grounds, and shall cause the lands embraced and included in such burying ground or grounds to be conveyed to such trustees and their successors in office as provided in section one hundred and ninety-three of this chapter, and such trustees and their successors shall have the same powers and perform the same duties as trustees elected at a town meeting as provided in section one hundred and ninety-three and one hundred and ninety-four of this chapter.

§ 197. Term of office of trustees.—The term of office of trustee so appointed shall be fixed by the appointing officer and he shall fill any vacancy that may occur in said board. The trustees shall each furnish a bond satisfactory to the appointing officer for the faithful performance of their duties, and shall render an annual report of the financial officer of the municipality of all receipts and disbursements of money and of all investments of surplus funds to the credit of the burying grounds in their charge.

§ 2. This act shall take effect immediately.

JEAN L. BURNETT,

Chairman.

Which report was agreed to, and said substitute bill ordered printed and restored to its place on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was recommitted the Senate bill introduced by Mr. Slater, Rec. No. 74, entitled "An act to amend chapter 166 of the Laws of 1895, entitled 'An act to incorporate the trustees of scenic and historic places and objects and to provide for the care of certain property of the State,' as amended by chapter 302 of the Laws of 1898" (No. 211), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Salyerds, Int. No. 713, entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each

of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1890, by adding section 23 after section 22 of said act" (No. 809), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Doughty, Int. No. 603, entitled "An act to amend the Poor Law, relative to the treatment of indigent persons" (No. 666), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 1, after the words "to amend" insert the words "Article two of chapter two hundred and twenty-five of the laws of eighteen hundred and ninety-six known as the poor law, by adding another section to be numbered section thirty. Constituting chapter twenty-seven of the general laws."

Same page, line 2, after the words "ninety-six" strike out balance of line 2, also all of lines 3, 4 and 5.

Same page, same line, after the words "ninety-six" insert the words "known as the poor law, constituting chapter twenty-seven of the general laws is hereby amended by adding the following section:

Same page, line 10, after the word "poor" insert the words "Upon the certificate of a physician approved by the board of supervisors."

Page 2, line 1, after the word "counties" insert the words "upon the certificate of a physician approved by the supervisor of the town."

J. L. BURNETT,

Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 20, entitled "An act to amend section 2643 of the Code of Civil Procedure, relative to issuance of letters of administration with will annexed" (No. 294), reported in favor of the passage of the same, with the following amendments:

Page 2, line 14, strike out the word "shall" and insert in lieu thereof the word "may."

Same page, line 15, after the word "guardian" strike out the comma and words "if competent" and insert in lieu thereof a period.

Same page, line 19, strike out the word "shall" and insert in lieu thereof the word "may."

Same page, line 20, after the word "guardian" strike out the comma and words "if competent" and insert in lieu thereof a period.

JOHN A. WEEKES, Jr.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Bennet, Int. No. 620, entitled "An act to amend section 1180 of the Code of Civil Procedure, relating to grounds for challenge" (No. 1077), reported in favor of the passage of the same, with the following amendment:

Page 2, line 8, between the words "is" and "a" insert the words "an employee thereof or."

JOHN A. WEEKES, Jr.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. W. H. Smith, Int. No. 885, entitled "An act to amend sections 834 and 836 of the Code of Civil Procedure, relating to the competency of a witness" (No. 1034), reported in favor of the passage of the same, with the following amendment:

Page 2, line 25, after the word "for" insert the letter "a."

Page 3, line 1, after the word "acquired" strike out the comma.

JOHN A. WEEKES, Jr.,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Weekes, Int. No. 414, entitled "An act to amend section 344 of the Penal Code by adding thereto three additional sections to be known as sections 344-a, section 344-b, and section 344-c, relative to the prevention of policy playing" (No. 437), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. H. Wilson, Int. No. 151, entitled "An act to make the office of register of the county of Kings a salaried office and regulating the management of said office" (No. 1000), reported the same with the following amendment, and request that said bill be recommitted to said committee:

Page 2, line 2, after the word "follows" insert the following: "The deputy register, five thousand dollars; the assistant deputy register, twenty-five hundred dollars; one expert of records, three thousand dollars; one bookkeeper, fifteen hundred dollars; one mailing clerk, twelve hundred dollars; chief clerk of records, eighteen hundred dollars; one entry clerk, fifteen hundred dollars; one tickler clerk, fifteen hundred dollars; one chattel mortgage clerk, fifteen hundred dollars; one assistant chattel mortgage clerk, twelve hundred dollars; one satisfaction clerk, twelve hundred dollars; chief block index clerk, eighteen hundred dollars; chief current index clerk, eighteen hundred dollars; chief clerk of copyists, eighteen hundred dollars; seven assistant index clerks, twelve hundred dollars each; three abstract clerks, twelve hundred dollars each; four comparers, twelve hundred dollars each; two custodians, one thousand dollars each; one secretary, fifteen hundred dollars; one keeper of coat room, seven hundred and twenty dollars; six messengers, eight hundred dollars each. The register may also appoint as many copyists and recording clerks as in his judgment may be necessary for the proper conduct of his office."

GEORGE W. DOUGHTY,

Chairman.

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Bedell, from the committee on railroads, to which was

referred the Senate bill introduced by Mr. Wagner, Rec. No. 39, entitled "An act to amend chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and providing for all changes in avenues, streets and railroads that may be necessary by reason of such changes and providing means for the payment thereof'" (No. 16), reported in favor of the passage of the same, without amendments, which report was agreed to, and said bill placed on the order of second reading.

Mr. Lewis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Ruehl, Int. No. 787, entitled "An act in relation to real property, exempt by law from taxation, and providing for the preparation and publication of lists thereof annually" (No. 904), reported in favor of the passage of the same, with the following amendments:

After the word "annually," in title, insert the words "and to provide for the repeal of chapter six hundred eighty-nine of the laws of nineteen hundred."

Section 1, line 17, insert the words: "and the comptroller shall tabulate such statements, and on or before the fifteenth day of January in each year, he shall certify to the governor and to the legislature, a complete tabulated statement based upon the statements so transmitted to him, and of all real estate in the several counties of the state, which is exempt from taxation, which shall be printed as a legislative document."

M. E. LEWIS,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. M. E. Lewis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Bradley, Int. No. 674, entitled "An act to exempt from taxation certain property of the city of Buffalo situated in the town of West Seneca, Erie county, New York" (No. 749), reported in favor of the

passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Lewis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Harris, Int. No. 631, entitled "An act to authorize the Comptroller of the State to hear and determine the application of Charles C. Cozine for cancellation of the tax sales of great lot No. 3, patent 7, Bergen's purchase, Hamilton county, for unpaid taxes" (No. 698), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. DeGraw, from the committee on banks, to which was referred the bill introduced by Mr. DeGraw, Int. No. 730, entitled "An act in relation to old charges upon real estate embracing taxes and assessments levied more than 20 years prior to December 31, 1901" (No. 826), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Davis, Int. No. 727, entitled "An act to permit library corporations in the city of New York to convey their property to the New York public library, Astor, Lenox and Tilden foundations" (No. 823), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Plank, Int. No. 440, entitled "An act to amend the Consolidated School Law relating to the qualifications of school commissioners" (No. 467), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Doughty, Int. No. 378, entitled "An act to amend the Forest, Fish and Game Law, relative to Mongolian and English pheasants" (No. 393), reported in favor

of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Hammond, Int. No. 592, entitled "An act to amend the Forest, Fish and Game Law, relating to prosecutions and to the disposal of confiscated fish and game" (No. 655), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Fancher, Int. No. 509, entitled "An act to amend the Forest, Fish and Game Law, in relation to quail in Cattaraugus and Chautauqua counties" (No. 556), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. T. D. Lewis, Int. No. 851, entitled "An act to amend the Forest, Fish and Game Law, relating to spearing in Oswego river" (No. 986), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Axtell, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Robinson, Int. No. 870, entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer on Long Island" (No. 1020), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Hitchcock, Int. No. 695, entitled "An act to amend the Navigation Law, relative to the floating of logs or rafts in Lake George" (No. 960), reported in favor of the passage of the same with the following amendment:

Page 2, line 16, cut out the word "immediately" and add the words "August first, nineteen hundred and one."

ROBT. A. SNYDER,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Juengst, Int. No. 864, entitled "An act to compel certain ferry companies to provide for the safety and comfort of their passengers" (No. 1014), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 4, after the words "New York" insert the words "and between the boroughs of Manhattan and Richmond."

Page 2, line 16, cut out the words "take effect immediately" and insert the words "not affect the ferries between the borough of Richmond and the state of New Jersey."

"§ 6. This act shall take effect immediately."

ROBT. A. SNYDER,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Fordyce, Int. No. 655, entitled "An act to repeal chapter 869 of the Laws of 1895, entitled 'An act to protect a crossing between Cayuga and Seneca counties on Cayuga lake, at Cayuga'" (No. 731), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Phipps, from the committee on agriculture, to which was referred the bill introduced by Mr. Phipps, Int. No. 720, entitled "An act to amend the Agricultural Law, relative to the distribution of moneys to agricultural societies" (No. 816), reported in favor of the passage of the same with the following amendment:

Page 13, line 6, strike out the period and insert a comma after the word "immediately" and also insert the words: "This act

shall take effect immediately, except that all moneys apportioned and distributed before October first, nineteen hundred and one, to the several agricultural societies, fair associations, agricultural expositions, and The American Institute of the city of New York, herein mentioned and described, for premiums paid in the year nineteen hundred, shall be on the same basis as provided by chapter three hundred and thirty-nine, of the laws of nineteen hundred."

WILLIAM W. PHIPPS,
Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Henry, from the committee on public health, to which was referred the bill introduced by Mr. Brill, Int. No. 456, entitled "An act to amend the Public Health Law, relating to local boards of health" (No. 489), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Henry, from the committee on public health, to which was referred the bill introduced by Mr. Lynn, Int. No. 615, entitled "An act to amend the Public Health Law, in relation to the use of type in the publication of books, newspapers or serial literature" (No. 678), reported in favor of the passage of the same with the following amendment, and request that said bill be recommitted to said committee:

Pages 1 and 2, lines 8 to 14, strike out entire section 218-a and insert in lieu thereof new section 218-a as follows:

§ 218a. Unlawful type.—The state board of health shall have full power to regulate the type and leading of books, newspapers and serial literature published or sold in the state, so far as in its judgment it may deem necessary to protect the public from injury to eyesight by the reading of small, condensed type, and it may prohibit the use of type under eight point or leading under two point, in all cases where it may deem the same injurious. The board may adopt such rules and regulations as it may deem necessary for the above purpose, and any person violating any such rule or regulation shall be guilty of a misdemeanor, punishable by a fine of not less than fifty nor more than one thousand dollars.

NELSON H. HENRY,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to said committee.

Mr. J. L. Smith, from the committee on public lands and forestry, to which was referred the bill introduced by Mr. J. L. Smith, Int. No. 680, entitled "Concurrent resolution proposing an amendment to article 7, section 7 of the Constitution, relating to the forest preserve" (No. 755), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Barbara Eyer Schaub, executrix and legatee under the last will and testament of Jacob Schaub, deceased, against the State of New York, for money deposited by said Jacob Schaub, in P. R. Westfall's bank at Lyons, to the credit of the Auditor of the Canal Department, and lost by a failure of said bank." (No. 152, Int. No. 152.)

"An act to change the corporate name of and to legalize and confirm conveyances of lands to and from 'The Hamburg Cemetery Association.'" (No. 916, Int. No. 799.)

"An act to amend the Code of Civil Procedure, in respect to receiving in evidence in actions or proceedings involving a title to real property in this State, certain testimony perpetuated in anticipation of such actions or proceedings." (No. 217, Int. No. 217.)

"An act to amend the Penal Code, in relation to the obstructing of a stream, creek or other body of water which has been dredged or cleared at public expense." (No. 675, Int. No. 612.)

"An act to confirm, ratify and legalize certain assessments for the construction of sewers and adjuncts thereto as local improvements in certain streets and avenues and portions thereof in the city of Little Falls." (No. 454, Int. No. 431.)

"An act to amend section 11 of chapter 388 of the Laws of

1854, entitled 'An act to incorporate the village of Lyons', relative to the election of the police justice." (No. 1065, Int. No. 685.)

Ordered, That said bill be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 595) entitled "An act to amend the Highway Law, in relation to county roads in counties adjoining a city of the first class" (Int. No. 379), reported the same with the following recommendations:

Page 2, line 1, strike out the word "of" and insert in lieu thereof the word "over."

Same page, same line, underscore the words "money system."

Same page, line 5, strike out the word "duty" and insert in lieu thereof the word "duties."

Same page, lines 7 and 8, strike out the words "and other officers having the control of highways" in brackets, and the underscoring under these words.

Same page, line 14, insert the word "that" before the word "in."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 727) entitled "An act to amend the Code of Criminal Procedure, in relation to the prosecution of an undertaking given by an Indian" (Int. No. 651), reported the same with the following recommendation:

Page 1, line 7, strike out the word "the" where it occurs the first time, and insert in lieu thereof the word "that."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 1078) entitled "An act to amend the State Charities Law, relating to the transfer of inmates to the penitentiary or Elmira or Eastern New York reformatories" (Int. No. 487), reported the same with the following recommendations:

Page 2, line 22, underscore the words "Such application shall be by."

Same page, line 23, underscore all of the line.

Same page, line 24, underscore the word "board."

Page 3, lines 1 and 2, strike out the word "institutions" and insert in lieu thereof the word "institution."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 103) entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 224 of the laws of 1890, as amended by chapter 190 of the Laws of 1893, as amended by chapter 485 of the Laws of 1900" (Int. No. 103), reported the same with the following recommendations:

Page 1, line 4, after the word "chapter" insert the words "sixty-two of the laws of eighteen hundred and seventy-three, chapter."

Page 2, line 1, strike out the words "as amended by."

Same page, line 2, after the word "ninety-three" strike out the words "as amended by" and insert in lieu thereof the word "and."

Same page, line 4, strike out the words "so as."

Page 3, line 7, strike out the words "in said" and insert in lieu thereof the word "of."

Same page, same line, strike out all of said line after the word "seven" and all of lines 8 and 9 and insert in lieu thereof the following: "as amended by chapter sixty-two of the laws of eighteen hundred and seventy-three, chapter two hundred and ninety-four of the laws of eighteen hundred ninety and chapter four hundred eighty-five of the laws of nineteen hundred is hereby amended to read as follows:"

Same page, line 10, after "§ 60." insert as follows, in brackets: [The common council shall thereupon cause a notice to be published in one of the daily newspapers published in said city for at least five days that it has fixed and determined the cost and expense of such improvement and of such lateral connections, and that a statement thereof is filed with the city clerk, and that the common council will meet at a time and place to be stated in such notice, which shall not be less than five days from the first publication thereof, to consider and finally determine such cost and expense and that at such time and place any party interested

therein may be heard. At the time and place so stated or at such other time to which the matter may be adjourned by a majority of the members of the common council, there appearing, the common council after hearing all persons interested who may desire to be heard, shall finally fix and determine such cost and expense, and shall thereupon appoint three disinterested persons as assessors to apportion and assess the amount so fixed and determined as the aggregate cost and expense of such improvement upon the several pieces and parcels of lands within the district of assessment designated in the said ordinance in proportion to the benefits derived by such lands and premises, respectively, from the making of such improvement. If any person so appointed shall be unable to take the oath required or shall refuse, be unable or neglect to serve, the common council shall appoint another person as assessor in his place. All the provisions, directions, rights, privileges and proceedings stated and contained in sections twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, thirty-four, thirty-five, thirty-six, thirty-seven, thirty-eight, thirty-nine, forty, forty-one and forty-two of this title shall extend and apply to and amendatory in reference to the improvement in question and all assessments made by the common council for the costs and expense thereof, and have the force and effect as if they were repeated here at length. Upon the final confirmation by the common council of the report of the assessors under and in accordance with the provisions of section twenty-nine of this title, the common council shall add to the apportionment thereby made to each lot or parcel of land the cost and expense of making the lateral connections to such lot which are hereinbefore mentioned, and assess the aggregate amount upon such lot or parcel of ground as its assessment for such improvement, and the same shall be entered at length in the minutes of the common council, and the original or a copy thereof shall be filed in the office of the city clerk. Whenever the time of making an assessment for such an improvement is herein mentioned, it shall be deemed to refer to the time of the confirmation or modification of such assessment by the common council.]”

Same page, line 10, beginning with the words “The common council” underscore all of section sixty.

Same page, line 19, after the word “ordinance” insert a comma.

Same page, line 20, after the words “premises” and “respectively” insert commas.

Same page, line 22, after the words “required” and “unable” insert commas.

Page 4, line 5, after the words “city,” “when,” “where,” insert commas.

Same page, line 7, after the word “days” strike out the semicolon and insert in lieu thereof a comma.

Same page, line 14, after the words "title" and "improvement" insert commas.

Same page, line 23, after the word "fact" strike out the semicolon and insert in lieu thereof a comma.

Page 5, line 3, after the word "city" insert a comma.

Same page, line 23, after the word "appointed" insert a comma.

Same page, line 24, after the word "council" strike out the comma.

Page 6, line 3, after the word "interested" strike out the comma.

Page 7, line 25, strike out the words "in said" and insert in lieu thereof the word "of."

Same page, same line, after the word "seven" insert the following: "of said chapter as amended by chapter two hundred ninety-four of the laws of eighteen hundred ninety and chapter one hundred sixty-two of the laws of eighteen hundred ninety-eight."

Same page, lines 25 and 26, strike out the words "so as."

Page 8, lines 4 and 7, strike out the parenthesis and insert black-faced brackets in lieu thereof.

Same page, line 12, strike out the underscoring from the word "such."

Same page, line 13, before the word "equal" insert in brackets the words "[a stated number of]", and after the word "installment" insert the brackets and words "[of which]."

Same page, lines 13 and 14, underscore the words "of such installments."

Same page, line 15, after the word "shall" insert in brackets the words "[by such resolution]", and after the word "be" insert in brackets the word "[made]" and underscore the word "either."

Same page, lines 17 and 18, underscore the words "or at the expiration of one year from and after the time of the making of such assessment."

Page 9, line 2, after the word "assessment" insert in brackets the word "[upon]" and underscore the word "on," and after the word "land" insert in brackets the words "[or one or more of the installments thereof]."

Same page, lines 3, 4 and 5, underscore the following: "and thereupon such lot or parcel of land shall be discharged of, and from the lien of such assessment."

Amend the title to read as follows: "An act to amend chapter three hundred and eighty-five of the laws of eighteen hundred sixty-two, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the costs and expenses of public improvements."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on engrossed bills, reported as correctly printed or engrossed the bills entitled as follows:

“An act to amend chapter 615 of the Laws of 1894, entitled ‘An act to revise the charter of the city of Elmira,’ as amended, relative to assessments.” (No. 526, Int. No. 490.)

“An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of health in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the position of anti-toxin accountant in said department.” (No. 584, Int. No. 537.)

“An act authorizing the board of estimate and apportionment of the city of New York to take proof of the claims of laborers appointed to inspect hydrants of the fire department of the late city of Brooklyn, for work, labor and services alleged to have been performed by them as such inspectors, and to allow it to pay the said laborers such compensation as it may deem just and proper.” (No. 629, Int. No. 584.)

“An act to amend the Town Law, relating to the term of office of collectors.” (No. 929, Int. No. 343.)

“An act making an appropriation for the care, maintenance and repairs of the quarantine establishment at the quarantine station.” (No. 956, Int. No. 314.)

“An act to incorporate the Milanville Bridge Company and authorizing it to construct, maintain and operate a bridge over the Delaware river.” (No. 957, Int. No. 384.)

“An act authorizing and directing the common council of the city of Rochester to cause to be issued bonds of said city, the proceeds of the sale thereof to be credited to the building fund of the board of education, for the purpose of erecting high school buildings.” (No. 930, Int. No. 646.)

"An act to reappropriate a certain sum for the construction of a foot bridge over the Erie canal on Brainard street, in the village of Whitesboro, county of Oneida, and making an additional appropriation therefor." (No. 959, Int. No. 577.)

"An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers." (No. 1003, Int. No. 605.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Barbara Eyer Schaub, executrix and legatee under the last will and testament of Jacob Schaub, deceased, against the State of New York, for money deposited by said Jacob Schaub in P. R. Westfall's bank at Lyons, to the credit of the Auditor of the Canal Department, and lost by a failure of said bank." (No. 152, Int. No. 152.)

The bill (No. 24) entitled "An act to amend the Election Law, in relation to election boards and officers" (Int. No. 24), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for to-morrow.

The bill (No. 882) entitled "An act to make provision for the purchase and binding of books for certain judicial libraries in the first judicial department" (Int. No. 771), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	McQuade	Ruehl
Adler	Darrison	Harburger	Meister	Salyerds
Ahern	Davis	Hasenflug	Nye	Sanders
Allds	Delaney	Hatch	O'Brien	Scanlon

Allison	Dempsey	Henry	O'Connell	Schneider
Apgar	Dickey	Hitchcock	O'Malley	Sherer
Axtell	Dooling	Honeck	Orr	Smith A R
Babcock	Doughty	Irwin	Patton	Smith J E
Baker	Duross	Juengst	Phillips	Smith J L
Baum	Egan	Kaiser	Phipps	Smith J T
Bedell	Ellis	Keenan	Plank	Smith W H
Bell	Fancher	Kelly	Poth	Snyder
Bennet	Fish	Kelsey	Price	Sullivan
Blackwell	Fitzgerald	Knipp	Rainey	Swarts
Bradley	Fitzpatrick	Landon	Remsen	Swift
Brooks	Fordyce	Leggett	Reynolds	Thorn
Bruckner	Fowler	Lewis M E	Richter	Treat
Bryan	Frisbie	Lewis T D	Rider	Ulmann
Burnett	Gardiner R	Lynn	Rierdon	Van Name
Burns	Gardner C J	Mains	Roberts	Waite
Cadin	Geoghan	Marson	Robinson	Walrath
Conger	Griffith	Mathews	Rodenbeck	Weekes
Cooley	Hallock	McInerney	Rogers	Wilson H
Coons	Hammond	McMillan	Ross	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 991) entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to assessments in such city" (Int. No. 105), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Harburger	McQuade	Scanlon
Adler	Coughtry	Hasenflug	Morgan	Seymour
Ahern	Daly	Hawkins	Nye	Sherer
Allds	Darrison	Hitchcock	O'Connell	Smith A R

Allston	DeGraw	Honeck	O'Malley	Smith J L
Apgar	Delaney	Hyman	Orr	Smith J T
Axtell	Dempsey	Irwin	Phillips	Smith W H
Babcock	Dickey	Juengst	Phipps	Snyder
Baker	Dickinson	Kaiser	Platt	Stevens
Baum	Dooling	Keenan	Poth	Swarts
Bedell	Duross	Kelly	Prince	Swift
Bell	Egan	Kelsey	Rainey	Traub
Bennet	Ellis	Knipp	Remsen	Ulmann
Blackwell	Fish	Landon	Reynolds	Vacheron
Bradley	Fisher	Leggett	Richter	Van Name
Brill	Fordyce	Lewis M E	Rider	Waite
Brooks	Frisbie	Lewis T D	Rierdon	Walrath
Bruckner	Gardiner R	Lynn	Robinson	Weber
Burnett	Gardner C J	Mansfield	Rodenbeck	Weekes
Burns	Graeff	Mathews	Rogers	Wilson H
Conger	Hallock	McInerney	Ruehl	Wilson W H
Cooley	Hammond	McMillan	Salyerds	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 994) entitled "An act to amend the Forest, Fish and Game Law, relative to the cultivation of shell fish in the county of Westchester" (Int. No. 419), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Halpin	McInerney	Schneider
Adler	Cotton	Hammond	McMillan	Sherer
Ahern	Coughtry	Harburger	McQuade	Smith A R
Allds	Daly	Harris	Meister	Smith J E
Allston	Davis	Hasenflug	Nye	Smith J T
Apgar	DeGraw	Henry	O'Brien	Smith S W
Axtell	Delaney	Holsten	O'Connell	Smith W H

Babcock	Dickey	Honeck	Orr	Snyder
Baker	Dooling	Irwin	Patton	Sullivan
Baum	Duross	Juengst	Phipps	Swarts
Bedell	Dusinbery	Kaiser	Plank	Swift
Bennet	Ellis	Keenan	Poth	Traub
Blackwell	Fancher	Kelly	Prince	Treat
Bradley	Fish	Kelsey	Reilley	Vacheron
Brill	Fitzgerald	Knipp	Reynolds	Van Name
Bruckner	Fitzpatrick	Landon	Rider	Waite
Bryan	Fowler	Leggett	Roberts	Walrath
Burnett	Galbraith	Lewis M E	Rodenbeck	Weber
Burns	Gardiner R	Lewis T D	Rogers	Weekes
Conger	Geoghan	Mains	Ross	Wilson H
Cook	Graeff	Mansfield	Salyerds	Wilson W H
Cooley	Griffith	Mathews	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 996) entitled "An act to amend chapter 338 of the Laws of 1897, relative to the planting of oysters and clams in the public waters of the town of Hempstead, in the county of Queens, and to repeal section 9 thereof" (Int. No. 591), having been annouced for a third reading,

Mr. Doughty moved that said bill be recommitted to the committee on fisheries and game, with instructions to report the same forthwith amended as follows:

Strike out the word "Queens" whenever it occurs in said bill or the title thereof and insert in lieu thereof the word "Nassau."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Doughty, and it was determined in the affirmative.

Mr. Axtell, from the committee on fisheries and game, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 997) entitled "An act to amend the County Law, relative to docks and bulkheads in certain towns" (Int. No. 741), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Gardiner R	Mansfield	Robinson
Adler	Cooley	Geoghan	Marson	Rodenbeck
Ahern	Coons	Griffith	McInerney	Ross
Allds	Costello	Hallock	McMillan	Ruehl
Allston	Coughtry	Hammond	Meister	Schneider
Apgar	Darrison	Hanford	Nye	Sherer
Axtell	Davis	Hasenflug	O'Brien	Smith J E
Baker	Delaney	Hawkins	O'Malley	Smith J T
Baum	Dempsey	Henry	Orr	Smith S W
Bedell	Dickey	Holsten	Phillips	Smith W H
Bell	Dickinson	Hyman	Phipps	Stevens
Bennet	Dooling	Irwin	Platt	Sullivan
Blackwell	Duross	Juengst	Price	Swift
Bradley	Dusinbery	Kelly	Rainey	Traub
Brill	Ellis	Kelsey	Reilley	Treat
Brooks	Everett	Knipp	Reynolds	Van Name
Bruckner	Fish	Landon	Richter	Walrath
Bryan	Fisher	Leggett	Rider	Weber
Burns	Fordyce	Lewis M E	Rierdon	Weekes
Cadin	Fowler	Lewis T D	Roberts	Wilson H
Conger	Frisbie	Lynn		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 995) entitled "An act to amend chapter 202 of the Laws of 1897, entitled 'An act authorizing the board of supervisors of the county of Oneida to designate a board of equalization in and for said county and defining its powers and duties,' in relation to appeals from the equalization made by the board of equalization of said county" (Int. No. 472), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	Meister	Sanders
Adler	Daly	Hanford	Morgan	Scanlon
Allds	Davis	Harburger	O'Brien	Seymour
Allston	DeGraw	Harris	O'Malley	Sherer
Apgar	Dempsey	Hasenflug	Patton	Smith A R
Axtell	Dickey	Hawkins	Phillips	Smith J E
Baker	Dooling	Henry	Plank	Smith J T
Baum	Doughty	Holsten	Platt	Smith W H
Bell	Duross	Hyman	Price	Snyder
Blackwell	Egan	Kaiser	Rainey	Stevens
Bradley	Ellis	Keenan	Reilley	Swarts
Brill	Fancher	Kelsey	Reynolds	Thorn
Bruckner	Fisher	Knipp	Richter	Traub
Bryan	Fitzgerald	Landon	Rider	Ulmann
Burnett	Fordyce	Leggett	Rierdon	Van Name
Cadin	Fowler	Lewis M E	Robinson	Waite
Conger	Frisbie	Lynn	Rodenbeck	Weber
Cook	Gardiner R	Mansfield	Rogers	Weekes
Cooley	Gardner C J	Marson	Ruehl	Wilson H
Coons	Graeff	McInerney	Salyerds	Wilson W H
Cotton	Griffith	McMillan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 993) entitled "An act empowering the Northside water commissioners of the town of Waterford, county of Saratoga, to contract with water companies for sprinkling Saratoga avenue, in said district, and providing for the payment therefor" (Int. No. 292), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Gardner C J	Lewis T D	Rogers
Adler	Cooley	Graeff	Mains	Ross
Ahern	Costello	Griffith	Mansfield	Ruehl
Allds	Cotton	Halpin	Mathews	Sanders
Allston	Coughtry	Hammond	McInerney	Scanlon
Apgar	Darrison	Hanford	McKeown	Schneider
Axtell	DeGraw	Harris	McQuade	Sherer
Babcock	Delaney	Hasenflug	Morgan	Smith A R
Baker	Dickey	Hawkins	O'Brien	Smith J L
Baum	Dickinson	Henry	O'Connell	Smith J T
Bedell	Dooling	Hitchcock	O'Malley	Smith W H
Bell	Duross	Holsten	Patton	Snyder
Bennet	Dusinbery	Hyman	Phipps	Swarts
Blackwell	Egan	Juengst	Plank	Swift
Bradley	Ellis	Kaiser	Poth	Treat
Brill	Everett	Keenan	Prince	Ulmann
Brooks	Fitzgerald	Kelly	Rainey	Van Name
Bruckner	Fitzpatrick	Kelsey	Remsen	Walrath
Bryan	Fordyce	Knipp	Reynolds	Weekes
Burns	Frisbie	Landon	Rider	Wilson H
Cadin	Galbraith	Leggett	Rodenbeck	Wilson W H
Conger	Gardiner R	Lewis M E		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 992) entitled "An act to amend the Election Law, relative to the registration of naturalized citizens" (Int. No. 182), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Galbraith	Lynn	Rogers
Adler	Cooley	Gardiner R	Mansfield	Ross
Ahern	Coons	Geoghan	Marson	Ruehl
Allds	Cotton	Griffith	McInerney	Sanders
Allston	Coughtry	Hallock	McMillan	Scanlon
Apgar	Darrison	Hammond	Meister	Seymour
Axtell	Davis	Hanford	Morgan	Smith A R
Babcock	DeGraw	Hasenflug	Nye	Smith J E
Baker	Delaney	Hawkins	O'Connell	Smith S W
Baum	Dempsey	Henry	O'Malley	Smith W H
Bedell	Dickinson	Holsten	Patton	Stevens
Bell	Dooling	Honeck	Phipps	Swarts
Bennet	Doughty	Juengst	Plank	Swift
Blackwell	Egan	Kaiser	Poth	Thorn
Bradley	Ellis	Keenan	Prince	Treat
Brill	Everett	Kelly	Reilley	Vacheron
Brooks	Fish	Knipp	Reynolds	Van Name
Bruckner	Fisher	Landon	Richter	Walrath
Bryan	Fitzpatrick	Leggett	Rierdon	Weber
Burnett	Fordyce	Lewis M E	Roberts	Weekes
Burns	Fowler	Lewis T D	Rodenbeck	Wilson W H
Cadin				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 990) entitled "An act in relation to the widening and improvement of One Hundred and Thirty-fifth street west of St. Nicholas avenue, in the city of New York" (Int. No. 87), having been announced for a third reading.

Mr. McKeown moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Add at the end of section 4 the words "nothing in this act shall be construed so as to permit the operation of a railroad on said street."

Mr. Speaker put the question whether the House would agree to said motion of Mr. McKeown, and it was decided in the negative.

{ AYES 33 }
 { NOES 90 }

Those who voted in the affirmative, were

Burns	Fitzpatrick	Holsten	Mathews	Prince
Daly	Frisbie	Honeck	McInerney	Reilley
Delaney	Geoghan	Hyman	McKeown	Rierdon
Dempsey	Halpin	Kaiser	Meister	Richter
Duross	Harburger	Keenan	O'Connell	Ulmann
Egan	Hasenflug	Kelly	Poth	Van Name
Fitzgerald	Hawkins	Lynn		

Those who voted in the negative, were

Adams	Coons	Gardner C J	O'Brien	Seymour
Adler	Costello	Graeff	O'Malley	Sherer
Allds	Coughtry	Griffith	Patton	Smith A R
Axtell	Darrison	Hallock	Phillips	Smith J L
Babcock	Davis	Hammond	Phipps	Smith J T
Baker	DeGraw	Hanford	Plank	Smith S W
Bedell	Dickinson	Harris	Platt	Smith W H
Bennet	Dooling	Hitchcock	Price	Snyder
Bell	Doughty	Kelsey	Rainey	Swift
Blackwell	Dusinbery	Knipp	Remsen	Thorn
Brill	Ellis	Landon	Reynolds	Traub
Brooks	Everett	Leggett	Roberts	Treat
Bryan	Fancher	Lewis T D	Robinson	Vacheron
Burnett	Fish	Mains	Rogers	Waite
Cadin	Fisher	Mansfield	Ross	Walrath
Conger	Fowler	McMillan	Ruehl	Weber
Cook	Galbraith	Morgan	Salyerds	Weekes
Cooley	Gardiner R	Nye	Schneider	Wilson H

Debate was had on the third reading of said bill, when Mr. Kelsey moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the As- voting in favor thereof, and three-fifths being present.

{ AYES 88 }
 { NOES 35 }

Those who voted in the affirmative, were

Adams	Cooley	Gardner C J	Patton	Smith A R
Adler	Coons	Graeff	Phillips	Smith J L
Ahern	Costello	Griffith	Phipps	Smith J T
Allds	Coughtry	Hammond	Plank	Smith S W
Allston	Darrison	Hanford	Platt	Smith W H
Axtell	Davis	Hatch	Price	Snyder
Babcock	DeGraw	Hitchcock	Rainey	Stevens
Baker	Dickinson	Kelsey	Remsen	Swift
Bedell	Doughty	Landon	Reynolds	Thorn
Bennet	Dusinbery	Leggett	Roberts	Traub
Blackwell	Ellis	Lewis T D	Robinson	Treat
Brill	Everett	Mains	Rogers	Vacheron
Brooks	Fancher	Mansfield	Ruehl	Waite
Bryan	Fish	McMillan	Salyerds	Walrath
Burnett	Fisher	Morgan	Schneider	Weber
Cadin	Fowler	Nye	Seymour	Weekes
Conger	Galbraith	O'Brien	Sherer	Wilson H
Cook	Gardiner R	Orr		

Those who voted in the negative, were

Bell	Dooling	Halpin	Kelly	Prince
Bradley	Duross	Hasenflug	Lynn	Reilley
Burns	Egan	Hawkins	Mathews	Richter
Daly	Fitzgerald	Holsten	McKeown	Rider
Delaney	Fitzpatrick	Honeck	Meister	Rierdon
Dempsey	Frisbie	Hyman	O'Connell	Scanlon
Dickey	Geoghan	Keenan	Poth	Van Name

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 388) entitled "An act to extend the time of the Little Falls, Van Hornesville & Otsego Lake Narrow Gauge Railroad Company to begin the construction of its road and expend thereon 10 per cent. of the amount of its capital and finish and put the same in operation" (Int. No. 373), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Geoghan	Mains	Roberts
Adler	Daly	Graeff	Mansfield	Robinson
Ahern	Darrison	Griffith	Marson	Rodenbeck
Allds	Davis	Halpin	Mathews	Ross
Allston	DeGraw	Hammond	McInerney	Ruehl
Apgar	Delaney	Hanford	McKeown	Salyerds
Axtell	Dempsey	Harburger	McMillan	Sanders
Babcock	Dickey	Harris	McQuade	Scanlon
Baker	Dickinson	Hasenflug	Meister	Schneider
Baum	Dooling	Hatch	Morgan	Seymour
Bedell	Doughty	Hawkins	Nye	Sherer
Bell	Duross	Henry	O'Brien	Smith J E
Bennet	Dusinbery	Hitchcock	O'Connell	Smith J L
Blackwell	Egan	Holsten	O'Malley	Smith S W
Bradley	Ellis	Honeck	Orr	Smith W H
Brill	Everett	Hyman	Patton	Snyder
Brooks	Fancher	Irwin	Phillips	Stevens
Bruckner	Fish	Juengst	Phipps	Sullivan
Bryan	Fisher	Kaiser	Platt	Swift
Burnett	Fitzgerald	Keenan	Poth	Traub
Burns	Fitzpatrick	Kelsey	Price	Vacheron
Cadin	Fordyce	Knipp	Prince	Van Name
Conger	Fowler	Landon	Reilley	Waite
Cook	Frisbie	Leggett	Remsen	Walrath
Cooley	Galbraith	Lewis M E	Richter	Weber
Coons	Gardiner R	Lewis T D	Rider	Wilson H
Costello	Gardner C J	Lynn	Rierdon	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 524) entitled "An act to repeal title 5 of chapter 15 of part 1 of the Revised Statutes, in relation to the Lewiston school fund, and to repeal chapter 152 of the Laws of 1892, amendatory thereof, and to provide for the conversion of the fund created by said laws into money, and the disposition of the same" (Int. No. 488), was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hallock	McInerney	Rogers
Ahern	Davis	Halpin	McKeown	Ross
Allds	DeGraw	Hanford	McQuade	Ruehl
Allston	Dempsey	Harburger	Meister	Salyerds
Apgar	Dickey	Harris	Morgan	Scanlon
Axtell	Dickinson	Hasenflug	Nye	Schneider
Babcock	Dooling	Hatch	O'Brien	Seymour
Baker	Doughty	Hawkins	O'Connell	Sherer
Baum	Duross	Henry	O'Malley	Smith A R
Bedell	Dusinbery	Holsten	Orr	Smith J L
Bell	Egan	Honeck	Patton	Smith J T
Bennet	Ellis	Hyman	Phillips	Smith S W
Blackwell	Fancher	Juengst	Phipps	Smith W H
Bradley	Fish	Kaiser	Plank	Snyder
Brill	Fisher	Keenan	Platt	Stevens
Brooks	Fitzgerald	Kelly	Poth	Sullivan
Bryan	Fitzpatrick	Knipp	Price	Swarts
Burnett	Fordyce	Landon	Rainey	Swift
Burns	Fowler	Leggett	Reilley	Traub
Cadin	Frisbie	Lewis M E	Remsen	Treat
Conger	Galbraith	Lewis T D	Reynolds	Vacheron
Cook	Gardiner R	Lynn	Richter	Van Name
Cooley	Gardner C J	Mains	Rider	Walrath
Coons	Geoghan	Mansfield	Rierdon	Weber
Cotton	Graeff	Marson	Robinson	Weekes
Coughtry	Griffith	Mathews	Rodenbeck	Wilson W H
Daly				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 813) entitled "An act to enable the Larchmont Horse Railway Company to discontinue the use of its tracks in a part of Larchmont avenue formerly known as Collins avenue, and

to remove the same" (Int. No. 717), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney	Hasenflug	McMillan	Ruehl
Adler	Dempsey	Harburger	McQuade	Salyerds
Allds	Dickinson	Hatch	Meister	Sanders
Allston	Dooling	Hawkins	Morgan	Scanlon
Apgar	Doughty	Henry	Nye	Schneider
Babcock	Egan	Hitchcock	O'Connell	Seymour
Baum	Ellis	Holsten	O'Malley	Smith A R
Bedell	Everett	Honeck	Orr	Smith J E
Bell	Fancher	Hyman	Patton	Smith J L
Bennet	Fish	Juengst	Phillips	Smith S W
Blackwell	Fisher	Kaiser	Phipps	Snyder
Brill	Fitzgerald	Keenan	Plank	Stevens
Brooks	Fitzpatrick	Kelly	Poth	Swarts
Bruckner	Fordyce	Kelsey	Price	Swift
Burnett	Fowler	Knipp	Rainey	Thorn
Burns	Frisbie	Landon	Reilley	Traub
Cadin	Galbraith	Lewis M E	Remsen	Ulmann
Conger	Gardiner R	Lewis T D	Reynolds	Vacheron
Cooley	Gardner C J	Lynn	Richter	Van Name
Coons	Graeff	Mains	Rider	Waite
Cotton	Griffith	Mansfield	Rierdon	Weber
Coughtry	Hallock	Marson	Roberts	Weekes
Daly	Halpin	Mathews	Robinson	Wilson H
Davis	Hammond	McInerney	Rodenbeck	Wilson W H
DeGraw	Hanford	McKeown	Ross	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 72) entitled "An act in relation to the construction, maintenance and operation of railroads upon Ashland place,

in the borough of Brooklyn, in the city of New York" (Int. No. 72), having been announced for a third reading,

On motion of Mr. Blackwell, said bill was recommitted to the committee on railroads, retaining its place on the order of third reading.

The bill (No. 520) entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of certain owners of real property in New York city for damages alleged to have been caused to said property by the operations carried out pursuant to chapter 339 of the Laws of 1892" (Int. No. 484), was read the second time.

On motion of Mr. Sherer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 152) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Barbara Eyer Schaub, executrix and legatee under the last will and testament of Jacob Schaub, deceased, against the State of New York, for money deposited by said Jacob Schaub in P. R. Westfall's bank at Lyons, to the credit of the auditor of the canal department, and lost by a failure of said bank" (Int. No. 152), was read the second time.

On motion of Mr. Griffith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 514) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of Susan J. Deltry, Eugene M. Draper and Julia Borgersrud against the State of New York for damages alleged to have been sustained by them and to render judgment therefor" (Int. No. 478), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 517) entitled "An act to incorporate the Utica Corn Hill Benefit Association of the city of Utica" (Int. No. 481), was read the second time.

On motion of Mr. McQuade, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 671) entitled "An act to change the name of 'The First Presbyterian Society of Manchester, N. Y.,' to 'The First Presbyterian Society of Shortsville, N. Y.'" (Int. No. 608), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 879) entitled "An act to authorize the city of Little Falls to raise \$2,000 additional for the fire and police fund to be used for the purchase of fire apparatus in the year 1901" (Int. No. 768), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 892) entitled "An act to amend chapter 410 of the Laws of 1882, relative to service of summons in municipal court" (Int. No. 775), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1010) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to the presentation of accounts, claims and demands, and the bringing of actions thereon, the amount of city taxes and the creation of a fund to be known as the street sign fund, the collection of city taxes and the sale of property acquired by the city under such tax sales" (Int. No. 860), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 788) entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 692), was read the second time.

On motion of Mr. Halpin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 819) entitled "An act to amend sections 41 and 54 of chapter 327 of the Laws of 1900, known and designated as 'The General City Law' in relation to the terms of office and rooms for

the examining boards of plumbers in cities, etc." (Int. No. 723), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 818) entitled "An act to amend section 790 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' and define the powers of the fire commissioner" (Int. No. 722), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 817) entitled "An act to lay out and establish a public park at Edgemere, in the borough of Queens, in the city of New York, and for the improvement thereof" (Int. No. 721), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading.

On motion of Mr. Doughty, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 317) entitled "An act to amend chapter 378 of the Laws of 1897, known as 'the Greater New York charter,' relative to the licensing of places of public exhibitions and dancing" (Int. No. 317), having been announced for a second reading.

Mr. Sullivan moved to amend said bill as follows:

Page 5, line 17, after the word "department" insert the words "any corporation, person, persons or firm having a license for a theatre, concert hall or dancing hall, whose license shall be revoked at any time by the police department or court, the said person, persons, corporation or firm shall not be eligible for a renewal of said license for the period of two years."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Sullivan, and it was decided in the negative.

Said bill was then read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1017) entitled "An act to amend chapter 524 of the Laws of 1894, entitled 'An act to establish a pension fund for the paid fire department of the city of Rochester'" (Int. No. 867), was read the second time.

On motion of Mr. M. E. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 376) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the park commissioners" (Int. No. 361), was read the second time.

On motion of Mr. M. E. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 216) entitled "An act providing that the police commissioners of the city of New York in their discretion, may reappoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department, November 24, 1897" (Int. No. 216), was read the second time.

On motion of Mr. Weekes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 968) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to the duties of school boards" (Int. No. 833), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 676) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expense of providing proper police protection for the grounds of the Pan-American exposition" (Int. No. 613), was read the second time.

On motion of Mr. Schneider, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 912) entitled "An act to amend the Labor Law, relating to posting of law in factories" (Int. No. 795), was read the second time.

On motion of Mr. Costello, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 911) entitled "An act to amend the Labor Law, renumbering section 91 thereof, relative to employment of women and children at polishing and buffing" (Int. No. 794), was read the second time.

On motion of Mr. Costello, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 251) entitled "An act to amend section 15 of the General Corporation Law, chapter 687 of the Laws of 1892, in relation to certificates of authority of a foreign corporation" (Int. No. 251), was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 481) entitled "An act to amend an act entitled 'An act to create a commissioner of jurors in the several counties of this State'" (Int. No. 454), was read the second time.

On motion of Mr. Van Name, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 914) entitled "An act to amend the Lien Law, relating to the place of filing chattel mortgages" (Int. No. 797), having been announced for a second reading,

On motion of Mr. Allds, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 1007) entitled "An act to provide for the improvement of the public highways in the county of Orange" (Int. No. 857), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 812) entitled "An act to amend the Labor Law, relative to providing wash-rooms, and water-closets in factories" (Int. No. 716), was read the second time.

On motion of Mr. Cadin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 934) entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of

highways,' relating to the construction of connecting section of highways" (Int. No. 805), was read the second time.

On motion of Mr. Cook, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 874) entitled "An act to amend the Tax Law, relating to the preparation of assessment-rolls and the duties of collectors" (Int. No. 763), was read the second time.

On motion of Mr. O'Brien, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 869) entitled "An act to regulate certain proceedings of the board of supervisors of Rensselaer county" (Int. No. 758), was read the second time.

On motion of Mr. Reynolds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1026) entitled "An act authorizing the commissioners of the land office to convey a tract of land situated on the Long Island State Hospital farm to the town of Smithtown for a highway" (Int. No. 876), was read the second time.

On motion of Mr. Robinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 905) entitled "An act to amend the County Law, in relation to actions by a county treasurer for money and securities to the possession of which he is lawfully entitled" (Int. No. 788), was read the second time.

On motion of Mr. Ruehl, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 880) entitled "An act to amend the Highway Law, in relation to the decision of commissioners appointed to determine the necessity of laying out a highway" (Int. No. 769), was read the second time.

On motion of Mr. J. L. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 858) entitled "An act to amend the County Law in relation to the power of boards of supervisors to regulate the speed of vehicles upon highways" (Int. No. 753), was read the second time.

On motion of Mr. S. W. Smith, said bill was recommitted to the committee on internal affairs, retaining its place on the order of third reading.

The Senate bill (No. 200) entitled "An act to confer upon the Hudson River Water Power Company the power to acquire rights of way in Saratoga, Schenectady and Warren counties in certain instances" (Rec. No. 42), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading.

The Senate bill (No. 397) entitled "An act to incorporate 'The Lucas A. Steinam Memorial Fund' and to prescribe its objects and powers" (Rec. No. 30), was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading.

On motion of Mr. Davis, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Gardiner R	Lewis M E	Rierdon
Adler	Cotton	Gardner C J	Lewis T D	Roberts
Allds	Coughtry	Graeff	Mains	Robinson
Allston	Daly	Griffith	Mansfield	Rogers
Axtell	Darrison	Hallock	Marson	Ross
Babcock	Davis	Halpin	McInerney	Ruehl
Baker	Delaney	Hammond	McKeown	Sanders
Baum	Dempsey	Hanford	McMillan	Scanlon
Bedell	Dickey	Harburger	McQuade	Seymour
Bell	Dickinson	Harris	Morgan	Smith A R
Bennet	Dooling	Hasenflug	Nye	Smith J E
Blackwell	Doughty	Hatch	O'Connell	Smith J L
Bradley	Duross	Henry	O'Malley	Smith S W

Brill	Dusinbery	Hitchcock	Orr	Smith W H
Brooks	Egan	Holsten	Phillips	Stevens
Bruckner	Ellis	Hyman	Phipps	Swarts
Bryan	Fancher	Irwin	Plank	Thorn
Burnett	Fish	Kaiser	Platt	Treat
Burns	Fisher	Keenan	Price	Vacheron
Cadin	Fitzgerald	Kelly	Prince	Waite
Conger	Fitzpatrick	Kelsey	Reilley	Weber
Cook	Fordyce	Knipp	Remsen	Wilson H
Cooley	Frisbie	Landon	Reynolds	Wilson W H
Coons	Galbraith	Leggett	Richter	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 488) entitled "An act to authorize a further appropriation for the maintenance of the Metropolitan Museum of Art in the Central park in the city of New York" (Rec. No. 50), was read the second time.

On motion of Mr. Bell, said bill was placed on the order of third reading.

On motion of Mr. Bell, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Mathews	Rodenbeck
Ahern	Darrison	Hanford	McInerney	Rogers
Allds	Davis	Harburger	McKeown	Ross
Allston	DeGraw	Harris	McMillan	Salyerds
Axtell	Delaney	Hasenflug	McQuade	Sanders
Babcock	Dempsey	Hatch	Morgan	Scanlon
Baker	Dickey	Hawkins	Nye	Seymour

Baum	Dooling	Henry	O'Brien	Sherer
Bedell	Doughty	Holsten	O'Connell	Smith A R
Bennet	Duross	Honeck	O'Malley	Smith J E
Blackwell	Dusinbery	Hyman	Orr	Smith J T
Bradley	Ellis	Irwin	Patton	Smith S W
Brill	Everett	Juengst	Phipps	Snyder
Brooks	Fancher	Keenan	Plank	Stevens
Bruckner	Fisher	Kelly	Platt	Sullivan
Bryan	Fitzgerald	Knipp	Price	Swift
Burns	Fitzpatrick	Landon	Prince	Thorn
Cadin	Fordyce	Leggett	Reilley	Traub
Conger	Fowler	Lewis M E	Remsen	Ulmann
Cook	Galbraith	Lewis T D	Richter	Van Name
Cooley	Gardiner R	Lynn	Rider	Waite
Coons	Gardner C J	Mains	Rierdon	Weber
Costello	Graeff	Mansfield	Roberts	Weekes
Cotton	Griffith	Marson	Robinson	Wilson H

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 498) entitled "An act to amend section 87 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn' and the several acts amendatory thereof" (Rec. No. 62), was read the second time.

On motion of Mr. Fordyce, said bill was placed on the order of third reading.

The Senate bill (No. 481) entitled "An act to authorize and direct St. Paul's church in Buafflo to set apart certain funds as a permanent endowment fund, and to restrict the use and investment thereof" (Rec. No. 52), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The Senate bill (No. 134) entitled "An act to amend chapter 79 of the Laws of 1883, entitled 'An act to regulate the transaction of public business in the county of Albany'" (Rec. No. 35), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading.

A message from the Governor was received in the words following:

STATE OF NEW YORK--EXECUTIVE CHAMBER.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, in accordance with the provisions of section 15 of article 3 of the Constitution, and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 989, Int. No. 854, entitled "An act to legalize the action of boards of supervisors in any county in this State in changing the time of holding town meetings," as amended.

Given under my hand and the privy seal of the State, at the Capitol in the city of Albany, this thirty-first day of
[L. S.] February, in the year of our Lord one thousand nine hundred and one.

B. B. ODELL, JR.

By the Governor:

JAS. G. GRAHAM,

Secretary to the Governor.

The Senate returned the bill (No. 989) entitled "An act to legalize the action of boards of supervisors in any county in this State in changing the time of holding town meetings" (Int. No. 854), with a message that they have concurred in the passage of the same with the following amendment:

Add at the end of section one the following: "but this act shall not apply to any county in which town meetings have been held during the year 1901, prior to the passage of this act."

Mr. Salyerds moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths being present.

{ AYES 134 }
{ NOES 60 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Marson	Rodenbeck
Adler	Daly	Hallock	McInerney	Rogers
Ahern	Darrison	Halpin	McKeown	Ross

Allds	Davis	Hammond	McMillan	Ruehl
Allston	DeGraw	Harburger	McQuade	Salyerds
Apgar	Dempsey	Harris	Meister	Sanders
Axtell	Dickey	Hasenflug	Morgan	Scanlon
Babcock	Dickinson	Hatch	Nye	Seymour
Baker	Dooling	Hawkins	O'Brien	Sherer
Bedell	Doughty	Henry	O'Connell	Smith A R
Bell	Duross	Hitchcock	O'Malley	Smith J E
Bennet	Dusinbery	Honeck	Orr	Smith J L
Blackwell	Egan	Hyman	Patton	Smith J T
Bradley	Ellis	Irwin	Phillips	Smith W H
Brill	Everett	Juengst	Plank	Snyder
Brooks	Fancher	Kaiser	Platt	Stevens
Bruckner	Fish	Keenan	Poth	Sullivan
Bryan	Fisher	Kelly	Price	Swift
Burnett	Fitzgerald	Kelsey	Prince	Thorn
Burns	Fitzpatrick	Knipp	Rainey	Treat
Cadin	Fordyce	Landon	Reilley	Vacheron
Conger	Fowler	Leggett	Remsen	Van Name
Cook	Frisbie	Lewis M E	Reynolds	Walrath
Cooley	Gardiner R	Lewis T D	Richter	Weber
Coons	Gardner C J	Lynn	Rider	Wilson H
Costello	Geoghan	Mains	Rierdon	Wilson W H
Cotton	Graeff	Mansfield	Robinson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 22, Senate reprint No. 558) entitled "An act to amend the Executive Law, in relation to the deputies of the Comptroller" (Int. No. 22), with a message that they have concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

"Section 1. Section thirty-one of chapter six hundred and eighty-three of the laws of eighteen hundred and ninety-two, entitled 'An act in relation to executive officers, constituting chapter nine of the general laws,' as amended by chapter two hundred and seventeen of the laws of eighteen hundred and ninety-seven, is hereby amended to read as follows:

"§ 31. Deputies. The comptroller shall appoint a deputy who shall be paid an annual salary of four thousand five hundred dollars and who may perform any of the duties of the comptroller, except the drawing of warrants on the treasury, the audit-

ing of public accounts, and the duties of the comptroller as commissioner of the land office, commissioner of the canal fund, and as state canvasser. The comptroller shall also appoint one of his clerks as second deputy, who shall assist the deputy comptroller in performing any and all of the duties of that position as the comptroller shall direct, and such second deputy comptroller shall be paid an annual salary of four thousand dollars. In case of a vacancy in office or the physical disability of the comptroller, the deputy may perform any of the duties of the office, except acting as a member of a constitutional board, and the comptroller may, by notice in writing filed with the state treasurer, designate either or both of his deputies to sign warrants and audit accounts during his absence from the office.

“§ 2. This act shall take effect immediately.”

Mr. Kelsey moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Graeff	Mathews	Rogers
Adler	Daly	Griffith	McInerney	Ross
Ahern	Darrison	Hallock	McKeown	Ruehl
Allds	Davis	Halpin	McMillan	Salyerds
Allston	DeGraw	Hammond	McQuade	Sanders
Apgar	Delaney	Hanford	Meister	Scanlon
Axtell	Dempsey	Harburger	Morgan	Schneider
Babcock	Dickey	Harris	Nye	Seymour
Baker	Dickinson	Hasenflug	O'Brien	Sherer
Baum	Dooling	Hatch	O'Connell	Smith A R
Bedell	Doughty	Hawkins	O'Malley	Smith J E
Bell	Duross	Hitchcock	Orr	Smith J L
Bennet	Dusinbery	Holsten	Patton	Smith S W
Blackwell	Egan	Honeck	Phillips	Smith W H
Bradley	Ellis	Irwin	Phipps	Snyder
Brill	Everett	Juengst	Platt	Sullivan
Brooks	Fancher	Kaiser	Poth	Swarts
Bruckner	Fish	Keenan	Price	Swift

Bryan	Fisher	Kelsey	Prince	Thorn
Burnett	Fitzgerald	Knipp	Rainey	Treat
Burns	Fitzpatrick	Landon	Reilley	Ulmann
Cadin	Fordyce	Leggett	Reynolds	Vacheron
Conger	Fowler	Lewis M E	Richter	Waite
Cook	Frisbie	Lewis T D	Rierdon	Walrath
Cooley	Galbraith	Lynn	Roberts	Weber
Coons	Gardiner R	Mains	Robinson	Wilson H
Costello	Gardner CJ	Mansfield	Rodenbeck	Wilson W H
Cotton	Geoghan	Marson		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1266, Senate reprint No. 583) entitled "An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens,' relating to the receiver of taxes" (Int. No. 132), with a message that they have concurred in the passage of the same, with the following amendments:

Page 3, line 4, strike out the word "raised" and insert the word "levied."

Same page, lines 4 and 5, strike out the words "such sum as shall have been raised to pay the town expenses of the said town," and insert in lieu thereof the words "all of the moneys levied therein to defray any of the town expenses or charges."

Amend the title to read as follows: "An act to amend chapter three hundred and eighty-nine of the laws of eighteen hundred and seventy-two, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens,' relating to the receiver of taxes."

Mr. Doughty moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	McInerney	Ruehl
Ahern	DeGraw	Hanford	McKeown	Salyerds
Allds	Delaney	Harburger	McMillan	Sanders
Allston	Dempsey	Harris	McQuade	Schneider
Axtell	Dickey	Hasenflug	Meister	Seymour
Babcock	Dickinson	Hatch	Nye	Sherer
Baker	Dooling	Hawkins	O'Brien	Smith A R
Baum	Doughty	Henry	O'Connell	Smith J E
Bedell	Duross	Hitchcock	O'Malley	Smith J L
Bennet	Dusinbery	Holsten	Orr	Smith J T
Blackwell	Egan	Honeck	Phillips	Smith S W
Bradley	Everett	Hyman	Phipps	Smith W H
Brill	Fancher	Juengst	Plank	Snyder
Brooks	Fish	Kaiser	Poth	Stevens
Bruckner	Fisher	Keenan	Price	Swarts
Bryan	Fitzgerald	Kelly	Prince	Swift
Burnett	Fitzpatrick	Kelsey	Reilley	Thorn
Burns	Fordyce	Knipp	Remsen	Traub
Cadin	Fowler	Landon	Reynolds	Treat
Conger	Frisbie	Leggett	Richter	Ulmann
Cook	Gardiner R	Lewis M E	Rider	Vacheron
Cooley	Gardner C J	Lewis T D	Rierdon	Van Name
Coons	Geoghan	Lynn	Roberts	Waite
Costello	Graeff	Mains	Robinson	Weber
Cotton	Griffith	Mansfield	Rodenbeck	Weekes
Coughtry	Hallock	Marson	Rogers	Wilson H
Daly	Halpin	Mathews	Ross	Wilson W H

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 989, Senate reprint No. 769) entitled "An act to legalize the action of boards of supervisors in any county in this State in changing the term of holding town meetings." (Int. No. 854.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, without amendment:

"An act to amend the Highway Law, relative to reports of commissioners of highways." (No. 471, Int. No. 444.)

"An act to authorize the board of supervisors of the county of Schenectady to sell the county poorhouse farm and buildings, and the county fair and parade grounds, situate in the Fifth ward of the city of Schenectady, and to apply the proceeds derived from such sales to the purchase of a new poorhouse site, and the erection of the necessary buildings thereon, or to the erection of new buildings upon part of the present site; also to repeal chapter 312 of the Laws of 1869, chapter 246 of the Laws of 1873 and chapter 79 of the Laws of 1892." (No. 252, Int. No. 252.)

"An act to establish a public park in the village of Mechanicville, in the county of Saratoga; to create a commission for the improvement, management and control of such park; to define the powers and duties of such commission, and to provide for raising an annual tax in said village for the improvement of such park." (No. 645, Int. No. 25.)

"An act to amend the Village Law, in relation to the establishment of dumping grounds." (No. 483, Int. No. 53.)

"An act giving authority to the Commissioners of the Land Office to grant and convey to the United States of America, certain lands under water in the harbor of New York at Governor's island, and to cede jurisdiction to the United States over said lands under water." (No. 512, Int. No. 61.)

"An act to legalize the supplemental agreement between the Binghamton Railroad Company and the village of Lestershire." (No. 822, Int. No. 726.)

"An act to amend the County Law, being chapter 18 of the general laws, relating to assistant district attorneys of Erie county." (No. 616, Int. No. 561.)

"An act to authorize the town of Orange in the county of Schuyler to reimburse and pay Robert Bell for moneys loaned by him to said town to defray the poor expenses of said town." (No. 379, Int. No. 364.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against

the State of New York, for damages alleged to have been sustained while in the employ of the State." (No. 348, Int. No. 120.)

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Fish offered for the consideration of the House, a resolution in the words following:

Resolved, That the Clerk of the Assembly be and he hereby is authorized and directed to purchase twelve copies of the Code of Civil Procedure for the use of the committee on the judiciary at an expense of not to exceed \$46, to be paid for out of the contingent fund of this House on the certificate of said Clerk.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Geoghan	Mansfield	Robinson
Ahern	Coughtry	Graeff	Marson	Rodenbeck
Allds	Darrison	Hallock	McInerney	Rogers
Allston	DeGraw	Halpin	McKeown	Ruehl
Apgar	Delaney	Hanford	McMillan	Salyerds
Axtell	Dempsey	Harburger	Meister	Scanlon
Baker	Dickey	Harris	Morgan	Seymour
Baum	Dickinson	Hatch	O'Brien	Sherer
Bedell	Dooling	Hawkins	O'Connell	Smith J E
Bell	Doughty	Henry	O'Malley	Smith J L
Bennet	Dusinbery	Holsten	Orr	Smith S W
Blackwell	Egan	Honeck	Phillips	Smith W H
Bradley	Everett	Hyman	Phipps	Snyder
Brill	Fancher	Juengst	Plank	Sullivan
Brooks	Fish	Kaiser	Poth	Swift
Bryan	Fisher	Keenan	Price	Thorn
Burnett	Fitzgerald	Kelly	Rainey	Treat
Burns	Fitzpatrick	Knipp	Remsen	Vacheron
Cadin	Fordyce	Landon	Reynolds	Waite
Conger	Frisbie	Leggett	Richter	Weber
Cooley	Galbraith	Lewis M E	Rierdon	Wilson H
Coons	Gardiner R	Lewis T D	Roberts	Wilson W H
Costello	Gardner C J	Mains		

Mr. Waite offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 744) entitled "An act to amend chapter 532 of the Laws of 1885, entitled 'An act to amend an act entitled An act to authorize the Kaaterskill Railroad Company to charge and collect rates of fare for passengers upon its road, passed February 27, 1883, and known as chapter 66, by extending the provisions thereof so as to apply to the Catskill Mountain Railroad Company, and the Stony Clove & Catskill Mountain Railroad Company,' in relation to rates of fare" (Int. No. 668), and that the same be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Waite, and it was decided in the affirmative.

Said bill having been announced for a second reading.

Mr. Waite moved to amend as follows:

Page 2, line 17, make "Hunters" read "Hunter."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Waite, and it was decided in the affirmative.

Said bill as amended was ordered reprinted and recommitted to the committee on railroads.

A communication was received from Hon. Frank H. Flood, mayor of the city of Elmira, returning the bill (No. 423) entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira' with relation to the satisfaction and discharge of a bond given by the city chamberlain and with relation to the powers of the board of police of the city of Elmira" (Int. No. 185), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Frank H. Flood, mayor of the city of Elmira, returning the bill (No. 51) entitled "An act to authorize the common council of the city of Elmira to

determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river, in the city of Elmira" (Int. No. 51), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence a resolution, in the words following:

Whereas, The Union Bridge Company was incorporated by chapter 12 of the Laws of 1803 to construct a bridge over the Hudson river between the village of Lansingburgh (now city of Troy), Rensselaer county, N. Y., and the village of Waterford, Saratoga county, N. Y.; and

Whereas, By said act its corporate existence was to continue for the term of 75 years, and upon the expiration of said term its bridge and other property was to become the property of the people of the State of New York; and

Whereas, Its said charter was amended by chapter 45 of the Laws of 1813 so that its corporate existence was to continue until the income arising from the tolls collected by it should have compensated said company for all moneys expended in erecting, repairing, building and taking care of said bridge, together with the interest at 14 per cent., and its president and directors were required by the said amendment to lodge in the Comptroller's office an account of the expense of the bridge and the tolls collected within 60 days from the passage of said act, and annually thereafter to exhibit to the Comptroller a true account of the income received from tolls with the annual disbursements of the company; and

Whereas, It is claimed that said company has been fully compensated for all moneys expended in erecting, repairing, building and taking care of said bridge, together with the 14 per cent. per annum thereon, and a large sum in addition thereto, and is now continuing to demand and receive large sums of money for the privilege of crossing said bridge, and withholds its said bridge and property from the people of this State and is now exercising a franchise not authorized by law; and

Whereas, It is claimed that said company has omitted, neglected and refused for a great many years since 1813 to make and file with the Comptroller the report of its receipts and disbursements, as required by chapter 45 of the Laws of 1813, and has not filed any such report since 1879; and

Whereas, It is further claimed that the bridge maintained by said company is unsafe for public travel; therefore be it

Resolved (if the Assembly concur). That the judiciary committee of the Senate, or sub-committee appointed by it, be and hereby is directed to examine into the affairs of the Union Bridge Company fully, its charter rights, its receipts and disbursements from or on account of its said bridge, the condition of said bridge for public travel, and all matters and things in any way pertaining to said company, and report the evidence taken by it to the Senate, together with its conclusions thereon, and with full power to prosecute its inquiries in any and every direction in its judgment necessary and proper to enable it to obtain and report the information required by this resolution; that full power and authority of a legislative committee of this body be and hereby is granted to said committee, or such sub-committee; and it is further

Resolved, That, for such purpose, said committee may employ a stenographer and one counsel and shall have power to compel the production before it of any books, records or documents or other papers of any kind in the possession or custody of such corporation, or any other person whatsoever, which in the judgment of said committee or sub-committee pertains to any matter or thing under investigation, and also to compel the attendance of any witness: such production of documents or attendance of witnesses to be required by subpoenas signed by the chairman of the committee, or the acting chairman or the counsel of said committee; any member of said committee may administer the oath to any witness produced before said committee, and shall exercise and enjoy all the powers, privileges and authority of a legislative committee with full power to enforce its directions and mandates; and it is further

Resolved, That said committee conduct its investigation hereby directed with all convenient speed, and report the same during the present session of the Legislature, to the end that whatever remedial legislation or other legislative act may, in the judgment of the Legislature, be required in the interests of the public may be enacted or taken during the present session of the Legislature. The Sergeant-at-Arms of the Senate, or any of his assistants, shall, as directed by said committee, attend said committee and shall serve, or cause to be served, all subpoenas issued by the committee and perform all duties as Sergeant-at-arms required by said committee; and it is further

Resolved That the entire expense of said committee under this resolution shall not exceed the sum of \$500.

Said resolution was referred to the committee on ways and means.

The Senate returned the bill (No. 764) entitled "An act to amend the Greater New York charter, relative to water supply" (Int. No. 5), with a message that they have concurred in the passage of the same, without amendment.

Ordered, That the Clerk transmit a duly certified copy of said bill to the mayor of the city of New York.

Mr. Speaker announced as the special committee to consider statutory revision bills, Messrs. Rodenbeck, Rogers, J. E. Smith.

On motion of Mr. Allds the House adjourned.

FRIDAY, FEBRUARY 22, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Charles Alexander Richmond.

Mr. Allds in the chair.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Babcock introduced a bill entitled "An act to amend the Agricultural Law, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws,' as amended by chapter 113 of the Laws of 1898, to prevent fraud in the sale of Paris green" (Int. No. 1006), which was read the first time, and referred to the committee on agriculture.

Mr. Bedell introduced a bill entitled "An act to authorize the Panama Railroad Company to assign the credit standing in its favor upon the books of the comptroller of the State" (Int. No. 1007), which was read the first time, and referred to the committee on railroads.

Also, a bill entitled "An act to amend the Tax Law, in relation to the taxation of public franchises as real property" (Int. No. 1008), which was read the first time, and referred to the committee of taxation and retrenchment.

Mr. Bennet introduced a bill entitled "An act to amend section

1369 of the Greater New York charter, relative to fees in the municipal courts of the city of New York" (Int. No. 1009), which was read the first time, and referred to the committee on affairs of cities.

Mr. Burnett introduced a bill entitled "An act to amend title 1 of chapter 2 of the first part of the Revised Statutes, relative to the enumeration and boundaries of the several counties and towns of this State, changing the boundaries of the counties of Ontario and Seneca" (Int. No. 1010), which was read the first time, and referred to the committee on general laws.

Also, a bill entitled "An act to amend section 1 of chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' relative to change of boundaries" (Int. No. 1011), which was read the first time, and referred to the committee on affairs of cities.

Mr. Brill introduced a bill entitled "An act to amend the Lien Law, relative to ensilage and fodder-cutting machinery" (Int. No. 1012), which was read the first time, and referred to the committee on general laws.

Mr. Cooley introduced a bill entitled "An act to amend the Labor Law, in relation to work in tenements and dwelling houses" (Int. No. 1013), which was read the first time, and referred to the committee on labor and industries.

Mr. Faucher introduced a bill entitled "An act to amend the Highway Law, relating to the appointment of overseers of highways" (Int. No. 1014), which was read the first time, and referred to the committee on internal affairs.

Mr. R. Gardiner introduced a bill entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of forests, fish and game of the State, constituting chapter 31 of the general laws,' relative to fishing" (Int. No. 1015), which was read the first time, and referred to the committee on fisheries and game.

Also, a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of the city of Rochester and others against the State" (Int. No.

1016), which was read the first time, and referred to the committee on claims.

Also, a bill entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, relating to the board of education of such city'" (Int. No. 1017), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to provide for the payment of salaries to the aldermen of the city of Rochester" (Int. No. 1018), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class'" (Int. No. 1019), which was read the first time, and referred to the committee on affairs of cities.

Mr. Hitchcock introduced a bill entitled "An act to authorize the Comptroller of the State to hear and determine an application of William W. Stickney for cancellation of tax sales of lands situated in the town of Warrensburgh, county of Warren, for unpaid taxes" (Int. No. 1020), which was read the first time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend chapter 627 of the Laws of 1894, entitled 'An act authorizing William S. Tuttle to raise and remove certain sunken vessels or boats from near the upper end of Lake George, N. Y.'" (Int. No. 1021), which was read the first time, and referred to the committee on commerce and navigation.

Mr. Hyman introduced a bill entitled "An act to amend section 603 of Code of Civil Procedure, relating to injunctions" (Int. No. 1022), which was read the first time, and referred to the committee on codes.

Mr. Juengst introduced a bill entitled "An act to prevent the transaction of any business, and to prohibit begging, singing, acting, or other exhibitions upon ferry boats plying upon the waters of this State" (Int. No. 1023), which was read the first time, and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to amend the Railroad Law in relation to the time in which street surface railroads must be constructed after franchise shall have been granted" (Int. No. 1024), which was read the first time, and referred to the committee on railroads.

Mr. Mansfield introduced a bill entitled "An act to amend the Highway Law, being chapter 19 of the general laws" (Int. No. 1025), which was read the first time, and referred to the committee on internal affairs.

Mr. O'Connell introduced a bill entitled "An act to prohibit the use of encasings and coverings upon articles intended for sale as food within this State more than one time, and providing punishment for any violation of this act" (Int. No. 1026), which was read the first time, and referred to the committee on public health.

Mr. Nye introduced a bill entitled "An act to amend the Penal Code, relative to the contamination of salt wells" (Int. No. 1027), which was read the first time, and referred to the committee on codes.

Mr. Rider introduced a bill entitled "An act to appropriate money for the repair and improvement of the State armory at Catskill, N. Y." (Int. No. 1028), which was read the first time, and referred to the committee on ways and means.

Mr. Robinson introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to Mongolian ring-necked and English pheasants, in the county of Suffolk" (Int. No. 1029), which was read the first time, and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Tax Law, relative to publication of notices by collectors in the county of Suffolk" (Int. No. 1030), which was read the first time, and referred to the committee on taxation and retrenchment.

Mr. Scanlon introduced a bill entitled "An act to amend the Greater New York charter, relating to purchase of patented articles" (Int. No. 1031), which was read the first time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to improve the civil service of the city of New York and for the better enforcement of the rights to employment of Union veterans of the War of the Rebellion" (Int. No. 1032), which was read the first time, and referred to the committee on the judiciary.

Mr. Sherer introduced a bill entitled "An act to authorize the Court of Claims to hear, audit and determine the alleged claim of James E. Delehanty against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 1033), which was read the first time, and referred to the committee on claims.

Mr. Weber introduced a bill entitled "An act to amend the Insurance Law in relation to the time for lapsing life insurance policies" (Int. No. 1034), which was read the first time, and referred to the committee on insurance.

Mr. Vacheron introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the Magistrates' Court in the year 1899" (Int. No. 1035), which was read the first time, and referred to the committee on affairs of cities.

Mr. Everett introduced a bill entitled "An act to amend the Railroad Law in relation to tickets" (Int. No. 1036), which was read the first time, and referred to the committee on railroads.

By unanimous consent,

Mr. Darrison introduced a bill entitled "An act to amend the Highway Law, relative to the appointment of overseers of highways" (Int. No. 1037), which was read the first time, and referred to the committee on general laws.

By unanimous consent,

Mr. Dickinson introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Maria A. Benedict, as administratrix of the goods, chattels, credits and personal property of Archibald W.

Benedict, deceased, against the State of New York, for damages for the death of the said Archibald W. Benedict, deceased" (Int. No. 1038), which was read the first time, and referred to the committee on claims.

The bill (No. 1073) entitled "An act to amend section 447 of the Code of Civil Procedure, relative to party defendants" (Int. No. 60), was read the second time.

On motion of Mr. H. Wilson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1072) entitled "An act to amend the Code of Criminal Procedure, in relation to the commitment of vagrants" (Int. No. 52), was read the second time.

On motion of Mr. J. L. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1076) entitled "An act to provide for the construction in Forest Park, Queens county, borough of Queens, New York, of a new reservoir, dams and mains, with the appurtenances thereto, for the purpose of storing and supplying water for use in the borough of Brooklyn in the city of New York" (Int. No. 610), was read the second time.

On motion of Mr. Morgan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 809) entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1890, by adding section 23 after section 22 of said act" (Int. No. 713), was read the second time.

On motion of Mr. Salyerds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 393) entitled "An act to amend the Forest, Fish and Game Law, relative to Mongolian and English pheasants" (Int. No. 378), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 556) entitled "An act to amend the Forest, Fish and Game Law, in relation to quail in Cattaraugus and Chautauqua counties" (Int. No. 509), was read the second time.

On motion of Mr. Fancher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 655) entitled "An act to amend the Forest, Fish and Game Law, relating to prosecutions and to the disposal of confiscated fish and game" (Int. No. 592), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 986) entitled "An act to amend the Forest, Fish and Game Law, relating to spearing in Oswego river" (Int. No. 851), was read the second time.

On motion of Mr. T. D. Lewis, said bill was placed on the order of third reading.

On motion of Mr. T. D. Lewis, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 117 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Daly	Halpin	McInerney	Ross
Ahern	Davis	Hammond	McKeown	Salyerds
Allds	DeGraw	Hanford	McQuade	Sanders
Apgar	Delaney	Harris	Meister	Scanlon
Axtell	Dempsey	Hatch	Morgan	Seymour
Babcock	Dickey	Hawkins	O'Brien	Sherer
Baker	Dickinson	Henry	O'Connell	Smith A R
Baum	Dooling	Holsten	O'Malley	Smith J E
Bell	Doughty	Honeck	Orr	Smith J L
Bennet	Duross	Hyman	Phillips	Smith S W
Blackwell	Dusinbery	Irwin	Phipps	Smith W H

Bradley	Ellis	Juengst	Plank	Stevens
Brill	Everett	Keenan	Poth	Sullivan
Brooks	Fancher	Kelsey	Price	Swift
Bruckner	Fisher	Knipp	Rainey	Thorn
Bryan	Fitzgerald	Landon	Reilley	Traub
Burns	Fitzpatrick	Lewis M E	Remsen	Treat
Conger	Fordyce	Lewis T D	Richter	Vacheron
Cook	Frisbie	Lynn	Rierdon	Van Name
Cooley	Galbraith	Mains	Roberts	Waite
Coons	Gardiner R	Mansfield	Robinson	Walrath
Costello	Geoghan	Marson	Rodenbeck	Weekes
Cotton	Graeff	Mathews	Rogers	Wilson H
Coughtry	Hallock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1020) entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer on Long Island" (Int. No. 870), was read the second time.

On motion of Mr. Robinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 731) entitled "An act to repeal chapter 869 of the Laws of 1895, entitled 'An act to protect a crossing between Cayuga and Seneca counties on Cayuga lake, at Cayuga'" (Int. No. 655,) was read the second time.

On motion of Mr. Fordyce, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 381) entitled "An act to amend chapter 174 of the Laws of 1898, entitled 'An act to amend chapter 365 of the Laws of 1862, entitled "An act to authorize the discharge of mortgages of record in certain cases," as amended by chapter 326 of the Laws of 1884, relative to the matters required to be alleged in the petition'" (Int. No. 366), having been announced for a second reading,

On motion of Mr. Weekes and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 826) entitled "An act in relation to old charges upon real estate embracing taxes and assessments levied more than 20 years prior to December 31, 1901" (Int. No. 730), having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 823) entitled "An act to permit library corporations in the city of New York to convey their property to the New York public library, Astor, Lenox and Tilden foundations" (Int. No. 727), was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading,

On motion of Mr. Davis, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cooley	Gardner C J	McInerney	Rogers
Ahern	Costello	Griffith	McKeown	Ruehl
Allds	Cotton	Halpin	McMillan	Salyerds
Allston	Coughtry	Hanford	Meister	Scanlon
Apgar	Darrison	Harris	Morgan	Seymour
Axtell	Davis	Hatch	O'Brien	Sherer
Babcock	DeGraw	Henry	O'Connell	Smith J E
Baker	Delaney	Holsten	O'Malley	Smith J L
Baum	Dickey	Hyman	Orr	Smith J T
Bedell	Dickinson	Juengst	Patton	Smith W H
Bell	Doughty	Kaiser	Phipps	Snyder
Bennet	Duross	Keenan	Plank	Sullivan
Blackwell	Dusinbery	Kelly	Poth	Swarts
Bradley	Egan	Kelsey	Prince	Traub
Brill	Everett	Knipp	Rainey	Ulmann
Bruckner	Fancher	Landon	Remsen	Vacheron
Bryan	Fish	Leggett	Reynolds	Waite
Burnett	Fitzgerald	Lewis T D	Rierdon	Walrath
Burns	Fitzpatrick	Lynn	Roberts	Weekes
Conger	Fowler	Mains	Robinson	Wilson H
Cook	Frisbie	Marson	Rodenbeck	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 467) entitled "An act to amend the Consolidated School Law relating to the qualifications of school commissioners" (Int. No. 440), having been announced for a second reading,

On motion of Mr. Plank, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 698) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Charles C. Cozine for cancellation of the tax sales of great lot No. 3, patent 7, Bergen's purchase, Hamilton county, for unpaid taxes" (Int. No. 631), was read the second time.

On motion of Mr. Harris, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 749) entitled "An act to exempt from taxation certain property of the city of Buffalo situated in the town of West Seneca, Erie county, N. Y." (Int. No. 674), was read the second time.

On motion of Mr. Bradley, said bill was placed on the order of third reading.

On motion of Mr. Bradley, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cooley	Graeff	Marson	Rodenbeck
Adler	Costello	Hallock	Mathews	Rogers
Ahern	Cotton	Hanford	McInerney	Ruehl
Allds	Daly	Harris	McMillan	Sanders

Allston	Darrison	Hasenflug	Meister	Schneider
Apgar	Davis	Hawkins	Nye	Sherer
Axtell	Delaney	Henry	O'Brien	Smith A R
Babcock	Dempsey	Holsten	O'Connell	Smith J L
Baker	Dickey	Honeck	Orr	Smith S W
Baum	Dickinson	Irwin	Phillips	Smith W H
Bedell	Dooling	Juengst	Plank	Stevens
Bell	Doughty	Kaiser	Platt	Swarts
Bennet	Dusinbery	Keenan	Price	Thorn
Blackwell	Egan	Kelly	Prince	Treat
Brill	Everett	Kelsey	Reilley	Ulmann
Brooks	Fish	Knipp	Remsen	Van Name
Bruckner	Fisher	Landon	Richter	Walrath
Bryan	Fitzpatrick	Leggett	Rider	Weekes
Burnett	Fowler	Lewis M E	Rierdon	Wilson H
Cadin	Galbraith	Lewis T D	Roberts	Wilson W H
Conger	Gardner C J	Mansfield		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 437) entitled "An act to amend section 344 of the Penal Code by adding thereto three additional sections to be known as section 344-a, section 344-b, and section 344-c, relative to the prevention of policy playing" (Int. No. 414), having been announced for a second reading,

On motion of Mr. Rierdon, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 489) entitled "An act to amend the Public Health Law, relating to local boards of health" (Int. No. 456), was read the second time.

On motion of Mr. Brill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 755) entitled "Concurrent resolution proposing an amendment to article 7, section 7 of the Constitution, relating to the forest preserve" (Int. No. 680), having been announced for a second reading,

On motion of Mr. J. L. Smith, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 211) entitled "An act to amend chapter 166 of the Laws of 1895, entitled 'An act to incorporate the trustees of scenic and historic places and objects and to provide for the care of certain property of the State,' as amended by chapter 302 of the Laws of 1898" (Rec. No. 74), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading.

On motion of Mr. Bennet, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Gardner C J	Lewis T D	Rierdon
Adler	Coons	Graeff	Lynn	Rodenbeck
Ahern	Costello	Griffith	Mains	Rogers
Allds	Coughtry	Hallock	Marson	Ruehl
Allston	Daly	Halpin	Mathews	Sanders
Apgar	Davis	Hanford	McInerney	Schneider
Axtell	DeGraw	Harburger	McMillan	Sherer
Babcock	Delaney	Hasenflug	McQuade	Smith J E
Baker	Dickey	Hatch	Meister	Smith J L
Baum	Dickinson	Hawkins	Morgan	Smith S W
Bedell	Doughty	Henry	O'Brien	Smith W H
Bell	Duross	Honeck	O'Malley	Snyder
Bennet	Egan	Hyman	Orr	Sullivan
Blackwell	Everett	Juengst	Patton	Swift
Bradley	Fancher	Kaiser	Phipps	Thorn
Brill	Fisher	Keenan	Plank	Traub
Brooks	Fitzgerald	Kelly	Platt	Ulmann
Bruckner	Fitzpatrick	Kelsey	Price	Van Name
Bryan	Fordyce	Knipp	Rainey	Waite
Burnett	Frisbie	Landon	Reilley	Weber
Burns	Galbraith	Leggett	Reynolds	Wilson H
Cadin	Gardiner R	Lewis M E	Richter	Wilson W H
Conger				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 16) entitled "An act to amend chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue, in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof'" (Rec. No. 39), was read the second time.

On motion of Mr. Frisbie, said bill was placed on the order of third reading.

The bill (No. 924) entitled "An act to amend the Election Law, in relation to election boards and officers" (Int. No. 24), having been announced for a third reading,

Mr. Kelsey moved that said bill be recommitted to the committee on the judiciary, with instruction to report the same forthwith amended as follows:

Page 6, line 18, after the word "two" insert the words "or more."

Page 23, line 17, after the words "by the" insert the words "chairman or," and strike out the word "or" after the word "city" and insert the words "committee of such party, if there be such a committee, or if not, then by the chairman or secretary of the general."

The Speaker put the question whether the House would agree to said motion of Mr. Kelsey, and it was determined in the affirmative.

Mr. Fish, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 584) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of

New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of health in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the position of anti-toxin accountant in said department " (Int. No. 537), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 99 }
 { NOES 2 }

Those who voted in the affirmative, were

Adams	Coughtry	Graeff	Marson	Ruehl
Adler	Darrison	Hallock	McInerney	Salyerds
Ahern	DeGraw	Hammond	McKeown	Scanlon
Allds	Dempsey	Harburger	McQuade	Schneider
Allston	Dickey	Hasenflug	Morgan	Sherer
Apgar	Dickinson	Hawkins	O'Brien	Smith J E
Axtell	Dooling	Hitchcock	O'Malley	Smith J L
Babcock	Doughty	Holsten	Orr	Smith J T
Baker	Dusinbery	Irwin	Patton	Smith W H
Baum	Egan	Juengst	Phillips	Snyder
Bedell	Ellis	Keenan	Plank	Swift
Bell	Everett	Kelly	Poth	Thorn
Bennet	Fancher	Kelsey	Price	Treat
Bradley	Fish	Knipp	Rainey	Vacheron
Brill	Fisher	Landon	Remsen	Waite
Bryan	Fitzgerald	Leggett	Reynolds	Walrath
Burnett	Fordyce	Lewis M E	Rider	Weber
Cadin	Fowler	Lewis T D	Roberts	Wilson H
Conger	Galbraith	Lynn	Robinson	Wilson W H
Costello	Gardner C J	Mansfield	Rodenbeck	

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 639) entitled "An act authorizing the board of estimate and apportionment of the city of New York to take proof of the claims of laborers appointed to inspect hydrants of the fire department of the late city of Brooklyn, for work, labor and services alleged to have been performed by them as such inspectors, and to allow it to pay the said laborers such compensation as it may deem just and proper" (Int. No. 584), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }
 { NOES 2 }

Those who voted in the affirmative, were

Adams	Cook	Graeff	Mansfield	Ruehl
Adler	Coons	Hallock	Marson	Salyerds
Ahern	Costello	Halpin	Mathews	Sanders
Allds	Cotton	Hanford	McKeown	Schneider
Allston	Coughtry	Harburger	McMillan	Seymour
Apgar	Daly	Hasenflug	McQuade	Smith A R
Axtell	Darrison	Hawkins	Morgan	Smith J L
Babcock	DeGraw	Hitchcock	O'Brien	Smith J T
Baker	Delaney	Honeck	O'Malley	Smith S W
Baum	Dickey	Irwin	Orr	Smith W H
Bedell	Dickinson	Juengst	Phillips	Stevens
Bell	Doughty	Keenan	Phipps	Swarts
Bennet	Duross	Kelly	Platt	Thorn
Blackwell	Egan	Kelsey	Poth	Treat
Bradley	Everett	Knipp	Rainey	Ulmann
Brill	Fish	Landon	Remsen	Van Name
Brooks	Fitzgerald	Leggett	Richter	Walrath
Bryan	Fordyce	Lewis M E	Rierdon	Weber
Burnett	Frisbie	Lewis T D	Roberts	Weekes
Burns	Gardiner R	Lynn	Rodenbeck	Wilson H
Cadin	Geoghan	Mains	Ross	Wilson W H

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 929) entitled "An act to amend the Town Law, relating to the term of office of collectors" (Int. No. 343), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hanford	McInerney	Scanlon
Adler	Davis	Harris	McMillan	Seymour
Ahern	DeGraw	Hatch	Meister	Sherer
Allds	Dempsey	Henry	Morgan	Smith J T
Allston	Dickey	Hitchcock	O'Brien	Smith J L
Apgar	Dooling	Honeck	O'Connell	Smith S W
Axtell	Doughty	Hyman	Orr	Smith W H
Babcock	Dusinbery	Irwin	Patton	Snyder
Baker	Egan	Keenan	Phipps	Sullivan
Baum	Everett	Kelly	Plank	Swarts
Bedell	Fish	Kelsey	Poth	Thorn
Bennet	Fisher	Knipp	Price	Treat
Blackwell	Fitzpatrick	Landon	Rainey	Ulmann
Brill	Fordyce	Leggett	Remsen	Van Name
Brooks	Frisbie	Lewi M E	Richter	Walrath
Burns	Gardiner R	Lewis T D	Roberts	Weber
Conger	Graeff	Lynn	Rodenbeck	Weekes
Coons	Hallock	Marson	Ross	Wilson H
Cotton	Halpin	Mathews	Salyerds	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 956) entitled "An act making an appropriation for the care, maintenance and repairs of the quarantine establishment at the quarantine station" (Int. No. 314), was read the third time, having been printed and upon the desks of the mem-

bers in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
 { NOES 00 }

Those who voted in the affirmative, were

Adler	Coons	Graeff	Marson	Scanlon
Ahern	Cotton	Halpin	McInerney	Schneider
Allds	Daly	Hanford	McMillan	Seymour
Allston	Davis	Harburger	Meister	Smith A R
Apgar	DeGraw	Hasenflug	Morgan	Smith J L
Axtell	Dempsey	Hawkins	O'Brien	Smith J T
Babcock	Dickinson	Henry	O'Malley	Smith S W
Baker	Doughty	Honeck	Patton	Snyder
Baum	Dusinbery	Irwin	Phipps	Stevens
Bedell	Egan	Juengst	Plank	Swift
Bennet	Ellis	Keenan	Price	Thorn
Blackwell	Everett	Kelly	Prince	Treat
Bradley	Fish	Kelsey	Rainey	Ulmann
Brooks	Fitzgerald	Knipp	Remsen	Van Name
Bruckner	Fordyce	Leggett	Richter	Waite
Burnett	Fowler	Lewis M E	Roberts	Weber
Cadin	Frisbie	Lewis T D	Rogers	Weekes
Cook	Gardner C J	Mains	Ruehl	Wilson W H
Cooley	Geoghan	Mansfield		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 957) entitled "An act to incorporate the Milanville Bridge Company and authorizing it to construct, maintain and operate a bridge over the Delaware river" (Int. No. 384), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ A YES 98 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Cadin	Fordyce	Lewis T D	Rogers
Adler	Conger	Frisbie	Mains	Salyerds
Ahern	Cook	Gardiner R	Mansfield	Sanders
Allston	Cooley	Gardner C J	Mathews	Schneider
Apgar	Coons	Graeff	McInerney	Sherer
Axtell	Coughtry	Hallock	McMillan	Smith A R
Babcock	Darrison	Hammond	McQuade	Smith J E
Baker	Davis	Hanford	Meister	Smith S W
Baum	DeGraw	Hasenflug	Nye	Snyder
Bedell	Delaney	Hatch	O'Connell	Stevens
Bell	Dempsey	Henry	Orr	Swift
Bennet	Dickey	Honeck	Phillips	Traub
Blackwell	Dickinson	Irwin	Platt	Ulmann
Bradley	Dooling	Kaiser	Price	Vacheron
Brill	Doughty	Keenan	Rainey	Waite
Brooks	Ellis	Kelly	Remsen	Weber
Bruckner	Everett	Kelsey	Richter	Weekes
Bryan	Fancher	Knipp	Rierdon	Wilson H
Burnett	Fisher	Landon	Robinson	Wilson W H
Burns	Fitzgerald	Lewis M E		

In the negative,

Allds

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 930) entitled "An act authorizing and directing the common council of the city of Rochester to cause to be issued bonds of said city, the proceeds of the sale thereof to be credited to the building fund of the board of education, for the purpose of erecting high school buildings" (Int. No. 646), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	McInerney	Seymour
Adler	Coughtry	Hanford	McMillan	Skerer
Ahern	Darrison	Harris	Meister	Smith A R
Allds	Davis	Hatch	Nye	Smith J L
Allston	Delaney	Henry	O'Connell	Smith J T
Apgar	Dempsey	Hitchcock	O'Malley	Smith W H
Axtell	Dickey	Hyman	Orr	Snyder
Babcock	Dooling	Irwin	Phillips	Stevens
Baker	Doughty	Juengst	Plank	Sullivan
Baum	Dusinbery	Keenan	Poth	Swift
Bedell	Egan	Kelly	Price	Traub
Bell	Ellis	Kelsey	Rainey	Treat
Bennet	Fancher	Knipp	Remsen	Ulmann
Blackwell	Fisher	Landon	Richter	Vacheron
Brill	Fitzgerald	Leggett	Rierdon	Waite
Brooks	Fordyce	Lewis T D	Robinson	Walrath
Bruckner	Fowler	Lynn	Rogers	Weber
Bryan	Galbraith	Mains	Ross	Weekes
Burns	Gardner C J	Marson	Salyerds	Wilson H
Conger	Graeff	Mathews	Scanlon	Wilson W H
Cooley	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 959) entitled "An act to reappropriate a certain sum for the construction of a foot bridge over the Erie canal on Brainard street, in the village of Whitesboro, county of Oneida, and making an additional appropriation therefor" (Int. No. 577), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	Mathews	Ross
Adler	Darrison	Hammond	McKeown	Salyerds
Ahern	Davis	Hanford	McMillan	Sanders
Allds	DeGraw	Harburger	McQuade	Scanlon
Allston	Delaney	Harris	Meister	Schneider
Apgar	Dempsey	Hasenflug	Morgan	Seymour
Axtell	Dickey	Hatch	O'Brien	Sherer
Babcock	Dooling	Hawkins	O'Connell	Smith A H
Baker	Doughty	Henry	O'Malley	Smith J L
Baum	Duross	Hitchcock	Orr	Smith J T
Bedell	Dusinbery	Honeck	Phillips	Smith S W
Bell	Egan	Hyman	Plank	Snyder
Bennet	Ellis	Irwin	Platt	Stevens
Blackwell	Everett	Juengst	Poth	Sullivan
Bradley	Fancher	Keenan	Price	Swarts
Brill	Fish	Kelly	Prince	Swift
Brooks	Fisher	Knipp	Reilley	Thorn
Bruckner	Fitzgerald	Landon	Remsen	Traub
Bryan	Fitzpatrick	Leggett	Reynolds	Treat
Burnett	Fordyce	Lewis M E	Richter	Ulmann
Burns	Fowler	Lewis T D	Rider	Van Name
Conger	Frisbie	Lynn	Roberts	Waite
Cooley	Galbraith	Mains	Robinson	Weber
Coons	Gardiner R	Mansfield	Rodenbeck	Weekes
Costello	Gardner C J	Marson	Rogers	Wilson W H
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1003) entitled "An act to amend the Village Law, relative to the submission of propositions for the election of certain village officers" (Int. No. 605), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Graeff	McInerney	Rodenbeck
Adler	Daly	Griffith	McKeown	Rogers
Allds	Darrison	Hallock	McMillan	Ross
Allston	Davis	Hammond	Meister	Ruehl
Apgar	DeGraw	Hanford	Nye	Sanders
Axtell	Delaney	Harris	O'Brien	Scanlon
Babcock	Dempsey	Hasenflug	O'Connell	Schneider
Baker	Dickey	Hawkins	Orr	Seymour
Baum	Dickinson	Henry	Patton	Smith A R
Bell	Dooling	Holsten	Phillips	Smith J E
Bennet	Doughty	Honeck	Phipps	Smith J L
Blackwell	Duross	Irwin	Plank	Smith S W
Bradley	Dusinbery	Keenan	Platt	Smith W H
Brill	Egan	Kelly	Poth	Stevens
Brooks	Ellis	Knipp	Price	Swarts
Bruckner	Everett	Landon	Prince	Thorn
Bryan	Fish	Leggett	Rainey	Traub
Burnett	Fisher	Lewis M E	Reilley	Ulmann
Burns	Fitzgerald	Lewis T D	Reynolds	Vacheron
Cadin	Fordyce	Lynn	Richter	Waite
Conger	Fowler	Mains	Rider	Weber
Cook	Galbraith	Marson	Roberts	Weekes
Coons	Gardiner R	Mathews	Robinson	Wilson H
Costello	Geoghan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 152) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Barbara Eyer Schaub, executrix and legatee under the last will and testament of Jacob Schaub, deceased, against the State of New York, for money deposited by said Jacob Schaub in P. R. Westfall's bank at Lyons, to the credit of the auditor of the canal department, and lost by a failure of said bank" (Int. No. 152), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Cotton	Hallock	McInerney	Rogers
Adler	Coughtry	Halpin	McKeown	Ross
Ahern	Daly	Hammond	McMillan	Ruehl
Allds	DeGraw	Hanford	McQuade	Salyerds
Allston	Delaney	Harburger	Meister	Sanders
Apgar	Dempsey	Harris	Morgan	Scanlon
Axtell	Dickinson	Hasenflug	Nye	Schneider
Babcock	Doeling	Hatch	O'Brien	Seymour
Baker	Doughty	Henry	O'Connell	Sherer
Baum	Duross	Hitchcock	Orr	Smith A R
Bedell	Dusinbery	Holsten	Patton	Smith J L
Bell	Egan	Honeck	Phillips	Smith J T
Bennet	Ellis	Hyman	Phipps	Smith W H
Blackwell	Everett	Juengst	Plank	Snyder
Bradley	Fish	Kaiser	Platt	Stevens
Brill	Fisher	Keenan	Poth	Sullivan
Brooks	Fitzgerald	Kelly	Price	Swarts
Bruckner	Fitzpatrick	Kelsey	Rainey	Thorn
Bryan	Fordyce	Landon	Reilley	Traub
Burnett	Fowler	Leggett	Remsen	Treat
Burns	Frisbie	Lewis M E	Reynolds	Vacheron
Cadin	Galbraith	Lewis T D	Richter	Van Name
Conger	Gardiner R	Lynn	Rider	Waite
Cook	Gardner C J	Mains	Rierdon	Walrath
Coons	Geoghan	Mansfield	Robinson	Weekes
Costello	Graeff	Mathews	Rodenbeck	Wilson H

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 200) entitled "An act to confer upon the Hudson River Water Power Company the power to acquire rights of way in Saratoga, Schenectady and Warren counties in certain instances" (Rec. No. 42), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hallock	Mathews	Robinson
Adler	Darrison	Halpin	McInerney	Rogers
Ahern	Davis	Hanford	McKeown	Ross
Allston	DeGraw	Harburger	McMillan	Ruehl
Apgar	Delaney	Harris	McQuade	Salyerds
Axtell	Dickey	Hasenflug	Morgan	Sanders
Babcock	Dickinson	Hatch	Nye	Schneider
Baker	Dooling	Hawkins	O'Brien	Seymour
Baum	Doughty	Henry	O'Connell	Sherer
Bell	Dusinbery	Hitchcock	O'Malley	Smith A R
Bennet	Egan	Holsten	Patton	Smith J L
Blackwell	Everett	Honeck	Phillips	Smith J T
Bradley	Fancher	Hyman	Phipps	Smith S W
Brill	Fish	Irwin	Plank	Smith W H
Brooks	Fisher	Juengst	Platt	Snyder
Bruckner	Fitzgerald	Keenan	Poth	Stevens
Bryan	Fitzpatrick	Kelly	Price	Swarts
Burns	Fordyce	Knipp	Rainey	Swift
Jadin	Fowler	Landon	Reilley	Thorn
Conger	Galbraith	Leggett	Remsen	Treat
Cook	Gardiner R	Lewis M E	Reynolds	Vacheron
Cooley	Gardner C J	Lewis T D	Richter	Van Name
Coons	Geoghan	Lynn	Rierdon	Walrath
Costello	Graeff	Mains	Rider	Weekes
Cotton	Griffith	Mansfield	Roberts	Wilson H
Coughtry				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 498) entitled "An act to amend section 87 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn' and the several acts amendatory thereof" (Rec. No. 62), was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hammond	McKeown	Ross
Adler	Darrison	Hanford	McMillan	Ruehl
Ahern	Davis	Harburger	McQuade	Salyerds
Allds	DeGraw	Harris	Meister	Scanlon
Apgar	Delaney	Hasenflug	Nye	Schneider
Axtell	Dempsey	Hatch	O'Brien	Seymour
Babcock	Dickinson	Hawkins	O'Connell	Sherer
Baker	Dooling	Henry	O'Malley	Smith A R
Baum	Doughty	Hitchcock	Orr	Smith J E
Bedell	Duross	Holsten	Patton	Smith J L
Bell	Dusinbery	Honeck	Phillips	Smith J T
Bennet	Ellis	Hyman	Phipps	Smith S W
Blackwell	Fancher	Irwin	Plank	Smith W H
Bradley	Fish	Juengst	Platt	Snyder
Brill	Fisher	Keenan	Poth	Stevens
Brooks	Fitzgerald	Kelly	Prince	Swarts
Bruckner	Fitzpatrick	Kelsey	Rainey	Swift
Bryan	Fordyce	Knipp	Reilley	Thorn
Burnett	Fowler	Leggett	Remsen	Treat
Burns	Frisbie	Lewis M E	Reynolds	Ulmann
Cadin	Galbraith	Lewis T D	Richter	Vacheron
Conger	Gardiner R	Mains	Rider	Van Name
Cooley	Gardner C J	Mansfield	Roberts	Waite
Coons	Geoghan	Marson	Robinson	Weber
Costello	Griffith	Mathews	Rodenbeck	Weekes
Cotton	Hallock	McInerney	Rogers	Wilson W H
Coughtry				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 481) entitled "An act to authorize and direct St. Paul's church, in Buffalo, to set apart certain funds, as

a permanent endowment fund, and to restrict the use and investment thereof" (Rec. No. 52), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	McKeown	Rogers
Adler	Coughtry	Griffith	McMillan	Ross
Ahern	Daly	Hallock	Meister	Ruehl
Allston	Darrison	Hammond	Morgan	Sanders
Apgar	Davis	Harburger	Nye	Scanlon
Axtell	DeGraw	Hasenflug	O'Brien	Schneider
Babcock	Delaney	Hatch	O'Connell	Seymour
Baker	Dickey	Hawkins	Orr	Smith A R
Baum	Dickinson	Henry	Patton	Smith J L
Bedell	Doughty	Hitchcock	Phillips	Smith J T
Bennet	Duross	Holsten	Plank	Smith W H
Blackwell	Dusinbery	Honeck	Platt	Snyder
Bradley	Egan	Hyman	Poth	Stevens
Brill	Everett	Irwin	Prince	Swarts
Brooks	Fancher	Keenan	Rainey	Swift
Bruckner	Fish	Kelsey	Reilly	Thorn
Bryan	Fitzgerald	Knipp	Remsen	Traub
Burnett	Fordyce	Leggett	Reynolds	Ulmann
Burns	Fowler	Lewis M E	Richter	Van Name
Conger	Frisbie	Lynn	Rierdon	Waite
Cook	Galbraith	Mansfield	Roberts	Weber
Cooley	Gardiner R	Marson	Robinson	Weekes
Coons	Gardner C J	McInerney	Rodenbeck	Wilson H
Costello	Geoghan			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 134) entitled "An act to amend chapter 79 of the Laws of 1883, entitled 'An act to regulate the transaction

of public business in the county of Albany' " (Rec. No. 35), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 120 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Gardner C J	Mansfield	Roberts
Adler	Daly	Graeff	Marson	Robinson
Ahern	Darrison	Griffith	McInerney	Rogers
Allston	Davis	Hallock	McKeown	Ross
Apgar	DeGraw	Halpin	McQuade	Ruehl
Axtell	Delaney	Hammond	Meister	Salyerds
Babcock	Dickey	Hanford	Morgan	Sanders
Baker	Dickinson	Harburger	Nye	Scanlon
Baum	Dooling	Harris	O'Brien	Seymour
Bedell	Doughty	Hatch	O'Malley	Sherer
Bennet	Duross	Hawkins	Orr	Smith A R
Blackwell	Dusinbery	Henry	Patton	Smith J L
Brill	Egan	Hitchcock	Phillips	Smith S W
Brooks	Everett	Honeck	Plank	Smith W H
Bruckner	Fancher	Hyman	Platt	Snyder
Bryan	Fish	Irwin	Poth	Sullivan
Burnett	Fisher	Kaiser	Price	Swift
Burns	Fitzgerald	Keenan	Prince	Thorn
Cadin	Fitzpatrick	Kelsey	Rainey	Treat
Conger	Fordyce	Knipp	Reilley	Vacheron
Cook	Fowler	Landon	Remsen	Van Name
Cooley	Frisbie	Leggett	Reynolds	Walrath
Coons	Galbraith	Lewis T' D	Richter	Weekes
Cotton	Gardiner R	Lynn	Rierdon	Wilson H

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent Mr. Kelsey called up the bill (No. 1041) entitled "An act making appropriation for the support of government" (Int. No. 173), now on the order of third reading.

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hammond	McKeown	Ross
Ahern	DeGraw	Harburger	McMillan	Ruehl
Allds	Delaney	Harris	McQuade	Salyerds
Allston	Dempsey	Hasenflug	Meister	Scanlon
Apgar	Dickinson	Hatch	Morgan	Schneider
Axtell	Dooling	Hawkins	O'Brien	Seymour
Babcock	Doughty	Henry	O'Connell	Sherer
Baker	Dusinbery	Hitchcock	O'Malley	Smith A R
Baum	Egan	Holsten	Patton	Smith J E
Bell	Everett	Honeck	Phillips	Smith J L
Bennet	Fancher	Hyman	Phipps	Smith W H
Blackwell	Fish	Juengst	Plank	Snyder
Bradley	Fisher	Kaiser	Poth	Stevens
Brooks	Fitzgerald	Keenan	Price	Swarts
Bruckner	Fitzpatrick	Kelly	Prince	Swift
Bryan	Fordyce	Kelsey	Rainey	Thorn
Burnett	Fowler	Landon	Remsen	Traub
Burns	Frisbie	Leggett	Reynolds	Ulmann
Cadin	Galbraith	Lewis M E	Richter	Vacheron
Cook	Gardner C J	Lewis T D	Rider	Waite
Cooley	Geoghan	Mains	Rierdon	Walrath
Coons	Graeff	Mansfield	Robinson	Weber
Costello	Griffith	Mathews	Rodenbeck	Wilson H
Cotton	Hallock	McInerney	Rogers	Wilson W H
Daly	Halpin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Mills, Rec. No. 54, entitled "An act to amend chapter 416 of the Laws of 1893, en-

titled 'An act in relation to the city court of Yonkers ' ' (No. 421), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Burnett, Int. No. 894, entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' relative to conduits, a lighting system, the construction of walks and keeping the same free of obstructions " (No. 1046), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Mains, Int. No. 879, entitled "An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' in relation to amount to be raised for fire department " (No. 1029), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Mains, Int. No. 877, entitled "An act to authorize the city of Yonkers to borrow money by the issue of bonds for the payment of the expense of completing the work of grading and improving the public parks of the city of Yonkers " (No. 1027), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Scanlon, Int. No. 141, entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to

provide for the government thereof,' relating to the Municipal Court of the city of New York" (No. 141), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Everett, Int. No. 306, entitled "An act to amend the Greater New York charter, relative to the assessment and taxation of lands used as reservoirs, etc." reported in favor of the passage of the same, with the following amendment:

Amend section one of said act by striking out of the sixth line, on page 2, the period after the word "law," and inserting a bracket after the word "lands" in the seventh line, and also inserting a bracket after the word "aqueducts" in the seventh line, and striking out the comma after the word "aqueducts" in the seventh line and inserting in lieu thereof a period.

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Weber, Int. No. 580, entitled "An act to amend the Greater New York charter relating to the appointment of marshals of the city of New York" (No. 635), reported the following substitute bill, and request that said bill be recommitted to said committee:

AN ACT to amend the Greater New York charter relating to the appointment of marshals in the borough of Brooklyn.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section fourteen hundred and twenty-seven of chapter three hundred and seventy-eight of the laws of eighteen hundred and ninety-seven, entitled "An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof." is hereby amended so as to read as follows:

§ 1427. On the expiration of the terms of said marshals of the city of New York, who were in office prior to January one, nineteen hundred and one, as mentioned in the last clause of section fourteen hundred and twenty-four of this act, the said mayor shall appoint their successors for terms of six years respectively, except that in the borough of Brooklyn the justices of the municipal court shall appoint such successors and each justice shall have power to appoint six marshals. The justice who appointed such marshal or his successors shall have power to remove such marshal from office for any misconduct as such marshal and where appointments have been made since December thirty-first, nineteen hundred, the terms of such appointees shall terminate on the first day of May, nineteen hundred and one, and the justices of the municipal courts for which such appointments were made shall each appoint six marshals who shall serve for a term of six years.

§ 2. This act shall take effect immediately.

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered printed, and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Lewis, Int. No. 793, entitled "An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution'" (No. 793), reported in favor of the passage of the same, with the following amendments:

Page 2, line 11, after the word "thereof" strike out balance of line.

Same page, strike out lines 12, 13, 14, 15, 16 and 17.

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Rogers, Int. No. 411, entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton,'

and the several acts amendatory thereof" (No. 434), reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, after the word "two" strike out balance of line.

Same page, strike out lines 2, 3 and 4 to the word "chapter" and insert before the word "chapter" the word "of."

Same page, line 5, strike out the word "and" after the word "ninety" and insert the words "entitled 'An act to amend chapter two hundred and fourteen of the laws of eighteen hundred and eighty-eight, entitled "An act to revise the charter of the city of Binghamton.'"

Same page, line 8, strike out balance of line after the word "three."

Same page, strike out line 9.

Page 2, line 1, strike out the words "eight by" and insert before the word "chapter" the word "of."

Page 7, line 21, strike out the word "herein" and insert the word "therein."

OTTO KELSEY,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Remsen, Int. No. 195, entitled "An act in relation to Bedford avenue in the borough of Brooklyn, in the city of New York" (No. 195), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ahearn, Rec. No. 28, entitled "An act to amend an act, entitled 'An act to amend chapter 378 of the Laws of 1897, entitled "An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and

part of the county of Queens, and to provide for the government thereof," in relation to clerk to sign warrants' " (No. 380), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Davis, Rec. No. 48, entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expense of providing proper police protection for the grounds of the Pan-American exposition" (No. 411), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Feeter, Rec. No. 68, entitled "An act to authorize the city of Little Falls to raise \$2,000 additional for the fire and police fund to be used for the purchase of fire apparatus in the year 1901" (No. 532), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Mills, Rec. No. 53, entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' relating to city officers and official newspapers" (No. 465), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Conger, Int. No. 609, entitled "An act to change the name of the Tompkins County Co-operative Fire Insurance Company, Ithaca, N. Y." (No. 672), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. O'Malley, Int. No. 315, entitled "An act to change the name of the Niagara Fire Insurance Company of Erie county" (No. 315), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Brill, Int. No. 772, entitled "An act to provide for the acquiring of a site and the erection and furnishing of a new court house in the city of Utica for the use of the county of Oneida, and to provide means to defray the expense thereof and to sell the present court house and site and the county clerk's office and site, situate in Utica" (No. 883), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the second time and ordered to a third reading, and,

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hallock	Mathews	Rodenbeck
Adler	Coughtry	Hammond	McInerney	Rogers
Ahern	Daly	Hanford	McKeown	Ruehl
Allds	Darrison	Harburger	McMillan	Salyerds
Allston	Davis	Harris	Morgan	Sanders
Apgar	DeGraw	Hasenflug	Nye	Schneider
Axtell	Dempsey	Hatch	O'Brien	Seymour
Babcock	Dickey	Hawkins	O'Connell	Sherer

Baker	Dooling	Hitchcock	O'Malley	Smith A R
Baum	Doughty	Holsten	Orr	Smith J L
Bell	Duross	Honeck	Phillips	Smith J T
Bennet	Egan	Hyman	Phipps	Smith S W
Blackwell	Everett	Irwin	Plank	Smith W H
Bradley	Fancher	Juengst	Platt	Stevens
Brill	Fish	Keenan	Poth	Sullivan
Brooks	Fisher	Kelly	Price	Swarts
Bruckner	Fitzgerald	Kelsey	Rainey	Swift
Bryan	Fitzpatrick	Landon	Reiley	Thorn
Burnett	Fordyce	Leggett	Remsen	Traub
Burns	Frisbie	Lewis M E	Reynolds	Ulmann
Cadin	Galbraith	Lewis T D	Rider	Vacheron
Conger	Gardiner R	Lynn	Rierdon	Walrath
Cooley	Gardner C J	Mains	Roberts	Weber
Coons	Graeff	Mansfield	Robinson	Wilson H
Costello	Griffith	Marson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Henry, from the committee on public health, to which was recommitted the bill introduced by Mr. Coughtry, Int. No. 796, entitled "An act to amend the Public Health Law, relating to the practice of veterinary medicine" (No. 913), reported the same with the following amendments:

Page 1, strike out underscoring under lines 6 and 7.

Page 1, line 9, strike out "section 1" and insert in place thereof the following:

"§ 179. Licenses.—On receiving from the state board an official report that an applicant has successfully passed the examination and is recommended for license, the regents shall issue to him, if in their judgment he is duly qualified therefor, a license to practice veterinary medicine. Every license shall be issued by the university under seal and shall be signed by each acting veterinary medical examiner of the board and by the officer of the university who approved the credential which admitted the candidate to examination, and shall state that the licensee has given satisfactory evidence of fitness as to age, character, preliminary and veterinary medical education and all other matters required by law, and that after full examination he has been found duly qualified to practice. Applicants examined and licensed before July one, eighteen hundred and ninety-seven, by other state examining boards registered by the regents as maintaining standards not lower than those pro-

vided by this article, and applicants who matriculate in a New York state veterinary medical school before July one, eighteen hundred and ninety-six, and who receive the veterinary degree from a registered veterinary medical school before July one, eighteen hundred and ninety-seven, may without further examination, on payment of ten dollars to the regents, and on submitting such evidences as they may require, receive from them an indorsement of their license or diplomas conferring all rights and privileges of a regents license issued after examination."

Page 2, line 3, after the word "reasonable" insert in brackets the word "satisfactory."

Page 2, line 4, strike out the word "legally" at end of line; and on same page, line 5, insert the word "legally" between the words "be" and "registered."

Page 2, line 5, after the word "registered" insert in brackets the following "he may, on unanimous recommendation of the state board of veterinary medical examiners, receive from the regents."

Page 2, line 9, strike out the underscoring under the words "under seal, a certificate of the facts."

Same page, same line, underscore the word "certificate" after the word "which."

Same page, same line, strike out the word "shall" at end of line and insert in place thereof the word "may."

NELSON H. HENRY

Chairman.

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Henry, from the committee on public health, to which was recommitted the bill, introduced by Mr. Bell, Int. No. 167, entitled "An act to amend section 152 of chapter 661 of the Laws of 1893, entitled 'An act in relation to the public health, constituting chapter 25 of the general laws'" (No. 167), reported the same with the following amendments and request that said bill be recommitted to said committee:

Page 1, line 8, after the word "shall" strike out line 8 (matter underscored) and insert the words "profess to heal or who shall give treatment to."

Page 2, line 1, after the word "person" insert the words "by the use of" and after the remedy insert a comma and strike out the word "or," after the word agent insert "or method."

Same page, line 3, strike out the word "treatment."

Same page, line 5, after the word "the" insert the following: "Manufacture, sale or use of any proprietary or patent medicine and where no diagnosis is made by the maker or seller thereof; or the giving of temporary relief in an emergency by a registered pharmacist."

Same page, line 6, strike out the words "service of," and after the word "person" strike out the words "in an emergency."

Same page, line 12, insert after the word "dentistry" "or any rights of chiropodists under existing laws."

Same page, line 13, after the word "trustees" insert "or manufacturer or constructor of optical instruments."

Same page, line 14, strike out the new matter after the word "thereof."

Same page, same line, insert after the word "dentistry" the following: "or any optician engaged in adapting glasses to the sight."

Same page, line 15, strike out all new matter.

Same page, line 16, strike out all new matter.

NELSON H. HENRY,

Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Cooley, Int. No. 883, entitled "An act to amend chapter 497 of the laws of 1900, entitled 'An act to amend chapter 353 of the Laws of 1899, entitled 'An act to authorize the macadamizing of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters thereof, and in connection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor' " (No. 1032), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages to which was referred the bill introduced by Mr. Platt, Int. No. 868, entitled "An act to amend chapter 497 of the Laws of 1900, entitled 'An act to incorporate the fire department of the village of Corning,' as amended by chapter 58 of the Laws of 1890, entitled "An act to incorporate the city of Corning" (No. 1018), reported

in favor of the passage of the same, with the following amendments:

Page 2, line 16, leave out the the parenthesis mark.

Same page, line 18, leave out the parenthesis mark.

J. S. FOWLER,

Chairman.

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages to which was referred the Senate bill introduced by Mr. Mills, Rec. No. 34, entitled "An act to amend section 159 of chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws'" (No. 349), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages to which was referred the bill introduced by Mr. Orr, Int. No. 206, entitled "An act to revise, amend and consolidate the several acts relating to the village of Montgomery, in the county of Orange, and to repeal certain acts in relation thereto" (No. 264), reported in favor of the passage of the same, without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Bryan, from the committee on prisons, to which was referred the bill introduced by Mr. Knipp, Int. No. 218, entitled "An act to amend chapter 378 of the Laws of 1900, entitled 'An act to revise, consolidate and amend the several acts relating to the New York State Reformatory at Elmira'" (No. 218), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 481) entitled "An act to amend an act entitled 'An act to create a commissioner of jurors in the several coun-

ties of this State,' " (Int. No. 454), reported the same with the following recommendations:

Page 2, line 14, insert after the word "is" the words "stricken off" in brackets.

Same page, same line, underscore the words "struck off as exempt or disqualified."

Amend title to read as follows: "An act to amend chapter 451 of the Laws of 1899, entitled 'An act to create a commissioner of jurors in the several counties of this State,' relative to the filing of the lists of special jurors.

HYATT C. HATCH,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 317) entitled "An act to amend chapter 378 of the Laws of 1897, known as 'The Greater New York Charter,' relative to the licensing of places of public exhibitions and dancing" (Int. No. 317), reported the same with the following recommendations:

Page 1, line 3, strike out the words "known as the Greater New York Charter," and insert in lieu thereof the following: "entitled "An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof."

Page 2, line 2, insert the word "or" after the word "garden."

Page 3, line 19, strike out the underscoring under the word "than."

Page 4, line 1, strike out the comma, after the word "to."

Same page, line 17, insert the word "or" in brackets, after the word "theatre."

Page 5, line 12, underscore the word "or," where it first occurs.

Same page, same line, strike out the word "intsrumental," and insert the word "instrumental" in lieu thereof.

Page 6, line 19, underscore the word "or," where it first appears

Same page, same line, insert the word "and" in brackets before the word "performance."

Same page, insert at end a new section to read as follows:

"§ 8. This act shall take effect immediately."

Amend title to read as follows: "An act to amend the Greater New York Charter, relative to the licensing of places of public exhibitions and dancing."

HYATT C. HATCH,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 514) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of Susan J. Deltry, Eugene M. Draper and Julia Bergersrud against the State of New York for damages alleged to have been sustained by them and to render judgment therefor" (Int. No. 478), reported the same with the following recommendations:

Page 1, lines 3 and 7, strike out one letter "l" in "Illion."

Amend title by striking out the word "Bergersrud," and inserting the word "Borgersrud," in lieu thereof

HYATT C. HATCH,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 879) entitled "An act to authorize the city missioners of the land office to convey a tract of land situated on the Long Island State Hospital farm to the town of Smithtown for a highway" (Int. No. 876), reported the same with the following recommendations:

Page 2, line 11, strike out the comma appearing after the word "railroad."

Same page, line 22, strike out the word "such."

HYATT C. HATCH,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 879), entitled "An act to authorize the city

of Little Falls to raise \$2,000 additional for the fire and police fund to be used for the purchase of fire apparatus in the year 1901 " (Int. No. 768), reported the same with the following recommendation:

Page 2, after line 4, add a new section as follows:

" § 2. This act shall take effect immediately

HYATT C. HATCH,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 818) entitled "An act to amend section 790 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York Harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' and define the powers of the fire commissioner " (Int. No. 722), reported the same with the following recommendations:

Page 2, line 5, strike out the words "so as."

Same page, line 7, insert the word "the" before the word "said."

Amend title to read as follows "An act to amend the Greater New York Charter, relative to pensions of retired fireman."

HYATT C. HATCH,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 892) entitled "An act to amend chapter 410 of the Laws of 1882, relative to service of summons in Municipal Court " (Int. No. 775), reported the same with the following recommendations:

Page 1, line 9, insert the letter "s" in brackets at the end of the word "defendant."

Page 2, line 3, strike out the word "of" and substitute in lieu thereof the word "for."

Same page, line 6, underscore the letter "s" appearing at the end of word "rules."

Same page, line 8, strike out the word "case" and substitute in lieu thereof the word "cases."

HYATT C. HATCH,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 1010) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to the presentation of accounts, claims and demands, and the bringing of actions thereon, the amount of city taxes and the creation of a fund to be known as the street sign fund, the collection of city taxes and the sale of property acquired by the city under such tax sales, (Int. No. 860), reported the same with the following recommendations:

Page 1, line 1, before the word "forty-eight" strike out the word "sections" and insert "section."

Same page, lines 1 and 2, strike out the words "two hundred thirty-one, two hundred fifty-one and two hundred fifty-six."

Same page, line 4, strike out the words "and the."

Page 2, line 1, strike out all of said line and insert the word "is" in lieu thereof.

Same page, line 2, strike out the words "so as."

Page 3, between lines 24 and 25, insert as follows: "§ 2. Section two hundred thirty-one of chapter one hundred twenty of the laws of eighteen hundred eighty-six as amended by chapter two hundred one of the laws of eighteen hundred eighty-eight, chapter four hundred ninety-seven of the laws of eighteen hundred ninety, chapter two hundred thirty-seven of the laws of eighteen hundred ninety-eight and chapter two hundred seventy-six of the laws of nineteen hundred is hereby amended to read as follows."

Page 6, between lines 24 and 25, insert as follows: "§ 3. Sections two hundred fifty-one and two hundred fifty-six of chapter one hundred twenty of the laws of eighteen hundred eighty-six are hereby amended to read as follows:"

Page 9, line 23, strike out "2" and insert "4" in lieu thereof.

Amend the title to read: "An act to amend chapter one hundred twenty of the laws of eighteen hundred eighty-six, entitled 'An act to revise the charter of the city of Lockport,' relating to the presentation of accounts, claims and demands, and the bringing of actions thereon, the amount of city taxes, and the creation of a fund to be known as the street sign fund, the collection of city taxes and the sale of property acquired by the city under such tax sale."

HYATT C. HATCH.

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 812) entitled "An act to amend the Labor Law, relative to providing wash-rooms, and water-closets in factories" (Int. No. 716), reported the same with the following recommendations:

Page 1, line 3, insert a comma after the word "labor."

Page 2, line 3, underscore the word "when" and insert the in brackets the word "if" after the word "when."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act providing that the police commissioners of the city of New York in their discretion, may reappoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department, November 24, 1897." (No. 216, Int. No. 216.)

"An act conferring jurisdiction upon the Court of Claims to hear, audit, and determine the alleged claims of certain owners of real property in New York city for damages alleged to have been caused to said property by the operations carried out pursuant to chapter 339 of the Laws of 1892." (No. 520, Int. No. 484.)

"An act to provide for the improvement of the public highways in the county of Orange." (No. 1007, Int. No. 857.)

"An act to change the name of 'The First Presbyterian Society of Manchester, N. Y.,' to 'The First Presbyterian Society of Shortsville, N. Y.'" (No. 671, Int. No. 609.)

"An act to amend the Tax Law, relating to the preparation of assessment-rolls and the duties of collectors." (No. 874, Int. No. 763.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 1126) entitled "An act to amend chapter 338 of the Laws of 1893, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws, relative to vinegar'" (Int. No. 229), reported the same with the following recommendations:

Page 1, line 2, after the word "three" insert the words "entitled 'An act in relation to agriculture constituting articles one, two, three, four and five of chapter thirty-three of the general laws.'"

Same page, line 3, strike out the words "so as."

Amend the title to read "An act to amend the agricultural law, relative to vinegar."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class' in relation to the park commissioners." (No. 376, Int. No. 361.)

"An act to amend section 15 of the General Corporation Law, chapter 687, of the Laws of 1892, in relation to certificates of authority of a foreign corporation. (No. 251, Int. No. 251.)

"An act to amend the Labor Law, relating to posting of law in factories." (No. 912, Int. No. 795.)

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of highways,' relating to the construction of connecting section of highways." (No. 934, Int. No. 805.)

"An act to incorporate the Utica Corn Hill Benefit Association of the city of Utica." (No. 517, Int. No. 481.)

"An act to amend the County Law in relation to actions by a county treasurer for money and securities to the possession of which he is lawfully entitled." (No. 905, Int. No. 788.)

"An act to amend the Highway Law, in relation to the decision of commissioners appointed to determine the necessity of laying out a highway." (No. 880, Int. No. 769.)

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 911) entitled "An act to amend the Labor Law, renumbering section 91 thereof, relative to employment of women and children at polishing and buffing" (Int. No. 794), reported the same with the following recommendations:

Page 1, line 1, insert the words "hundred and " after the word "four."

Same page, line 2, insert a comma after the word "ninety-seven."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 819) entitled "An act to amend sections 41 and 54 of chapter 327 of the Laws of 1900 known and designated as 'the general city law' in relation to the terms of office and rooms for the examining boards of plumbers in cities, etc." (Int. No. 723), reported the same with the following recommendations:

Page 1, line 2, after the words "nineteen hundred," insert the words "entitled An act in relation to cities, constituting chapter twenty-two of the general laws;"

Same page, same line, strike out the word "known."

Same page, line 3, strike out the words "and designated as the general city law."

Page 2, line 6, underscore the words "of the board."

Same page, line 7, underscore the words "of health of such city."

Same page, line 3, underscore the word "and" where it occurs the second time.

Amend the title to read as follows:

"An act to amend the general city law, in relation to the terms of office and rooms for the examining boards of plumbers in cities, etc."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 788) entitled "An act to amend the Greater New York charter, relating to the municipal court of the city of New York" (Int. No. 692), reported the same with the following recommendations:

Page 1, line 9, strike out all this line.

Page 2, line 1, strike out the words "of eighteen hundred and ninety-seven" and "so as."

Same page, line 12, insert after the word "substitute" the word "another" in brackets.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 869) entitled "An act to regulate certain proceedings of the board of supervisors of Rensselaer county" (Int. No. 758), reported the same with the following recommendations:

Page 6, line 5, strike out the word "sated" and insert the word "stated."

Page 8, line 12, strike out the semicolon after the word "required," and insert a comma.

Page 10, line 20, strike out the words ", and repugnant to," and insert the words "the provisions of."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 1017) entitled "An act to amend chapter 524 of the Laws of 1894, entitled 'An act to establish a pension fund for the paid fire department of the city of Rochester'" (Int. No. 867), reported the same with the following recommendation:

Amend the title by adding thereto the words "providing that one and one-fourth per centum of the liquor tax revenues shall be paid into said fund."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 676) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expense of providing proper police protection for the grounds of the Pan-American exposition" (Int. No. 613), reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 968) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof in relation to the duties of school boards" (Int. No. 833), reported the same with the following recommendation:

Page 1, lines 4 and 5, strike out all of said lines and insert the words "is hereby amended to read as follows:"

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Babcock, from the committee on printed and engrossed bills reported as correctly printed or engrossed the following entitled bills:

"An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce." (No. 1066, Int. No. 70.)

"An act to amend chapter 614, of the Laws of 1887, entitled 'An act to establish a police pension fund for the city of Rochester,' relative to taxes, fines and penalties incurred under the Liquor Tax Law." (No. 1064, Int. No. 634.)

"An act creating the office of police justice in the village of Peekskill, in the county of Westchester." (No. 1071, Int. No. 6.)

"An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations." (No. 1048, Int. No. 163.)

"An act to amend section 1 of title 5 and section 1 of title 4 of chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester,' in relation to the amount of money to be raised for lighting purposes." (No. 1070, Int. No. 739.)

"An act to amend section 11 of chapter 388 of the Laws of 1854, entitled 'An act to incorporate the village of Lyons', relative to the election of the police justice." (No. 1065, Int. No. 685.)

"An act to confirm, ratify and legalize certain assessments for the construction of sewers and adjuncts thereto as local improvements in certain streets and avenues and portions thereof in the city of Little Falls." (No. 454, Int. No. 431.)

"An act to amend the Code of Civil Procedure, in respect to receiving in evidence in actions or proceedings involving a title to real property in this State, certain testimony perpetuated in anticipation of such actions or proceedings." (No. 217, Int. No. 217.)

"An act to amend the Penal Code, in relation to the obstructing of a stream, creek or other body of water which has been dredged or cleared at public expense." (No. 675, Int. No. 612.)

"An act to change the corporate name of and to legalize and confirm conveyances of lands to and from 'the Hamburgh Cemetery Association.'" (No. 916, Int. No. 799.)

"An act to amend the Greater New York charter, in relation to

general powers of commissioners as to the management of parks." (No. 1067, Int. No. 334.)

"An act to amend chapter 257 of the Laws of 1860, entitled 'An act to incorporate the Hyde Park Fire Department in Dutchess county,' relative to the qualifications of its members." (No. 1069, Int. No. 617.)

"An act making appropriations for the support of government." (No. 1041, Int. No. 173.)

"An act to amend the Greater New York charter, relative to the department of education." (No. 1068, Int. No. 335.)

"An act to amend the Highway Law, in relation to county roads in counties adjoining a city of the first class." (No. 595, Int. No. 379.)

The Senate returned the following entitled bills:

"An act to amend chapter 389 of the Laws of 1872, entitled 'An act to establish a receiver of taxes and to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the town of Hempstead in the county of Queens,' relating to the receiver of taxes." (No. 266, Int. No. 132, Senate reprint No. 583.)

"An act to amend the Executive Law, in relation to the deputies of the Comptroller." (No. 22, Int. No. 22, Senate reprint No. 558.)

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Kelsey, the House adjourned.

MONDAY, FEBRUARY 25, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Edwin Forrest Hallenbeck.

On motion of Mr. Allds the reading of the journal of Friday, February 22, 1901, was dispensed with and the same was approved.

Mr. Speaker presented the thirty-eighth annual report of the

New York Catholic Protectory; which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Tenement House Commission; which was laid upon the table and ordered printed.

(See Document.)

Also, the twenty-fifth annual report of the American Society for the Prevention of Cruelty to Animals; which was laid upon the table and ordered printed.

(See Document.)

The privileges of the floor were granted to J. J. Linson, a former Senator.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and the several acts amendatory thereof and supplemental thereto, relating to the board of education of said city" (No. 588, Rec. No. 92), which was read the first time, and referred to the committee on affairs of cities.

"An act to amend the Primary Election Law, relative to the expenses of primary elections" (No. 598, Rec. No. 93), which was read the first time, and referred to the committee on the judiciary.

"An act to amend chapter 760 of the Laws of 1897, entitled 'An act to revise the charter of the city of Watertown,'" (No. 619, Rec. No. 94), which was read the first time, and referred to the committee on affairs of cities.

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways', relative to the maintenance of highways" (No. 587, Rec. No. 95), which was read the first time, and referred to the committee on internal affairs.

"An act to legalize the permits of the park board of the city of New York and the commissioner of parks for the boroughs of Manhattan and Richmond in the city of New York, in regard to certain projections on Riverside Drive, Fifth avenue and adjoining streets, in New York city" (No. 441, Rec. No. 96), which was

read the first time, and referred to the committee on affairs of cities.

"An act to amend the Banking Law, with reference to the loaning of the available fund of a savings bank for current expenses" (No. 367, Rec. No. 98), which was read the first time, and referred to the committee on banks.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of John P. McGough against the State for damages alleged to have been sustained by him, and to render judgment therefor" (No. 600, Rec. No. 99), which was read the first time, and referred to the committee on claims.

"An act to amend chapter 223 of the Laws of 1890, entitled 'An act to authorize towns to raise money to defray the expenses of the proper observance of Memorial or Decoration day,' relating to the raising of money by towns for the proper observance of Memorial or Decoration day" (No. 590, Rec. No. 100), which was read the first time, and referred to the committee on internal affairs.

Mr. Burnett introduced a bill entitled "An act to amend sections 1, 5 and 6 of chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' relative to change of boundaries" (Int. No. 1039), which was read the first time and referred to the committee on affairs of cities.

Mr. Cooley introduced a bill entitled "An act in relation to the Boston Post road, Railroad avenue, North street and the Old Boston Post road, in the town of Rye, county of Westchester, and State of New York" (Int. No. 1040), which was read the first time and referred to the committee on internal affairs.

Mr. Ross introduced a bill entitled "An act to establish a commission for the maintenance and operation of the municipal electric plant of the village of Green Island, Albany county, N. Y." (Int. No. 1041), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Mains introduced a bill entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon, in relation to the city boundaries'" (Int. No.

1042), which was read the first time and referred to the committee on affairs of cities.

Mr. McMillan introduced a bill entitled "An act to amend the Agricultural Law, relative to the inspection of dairy products" (Int. No. 1044), which was read the first time and referred to the committee on agriculture.

Mr. Weekes introduced a bill entitled "An act to amend the Code of Civil Procedure in relation to the abatement of actions" (Int. No. 1043), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of James J. O'Brien against the State of New York for damages sustained by him by reason of his improper conviction and imprisonment for the alleged crime of assault and battery while acting as a police officer in the borough of Manhattan, New York city, and to render judgment therefor" (Int. No. 1045), which was read the first time and referred to the committee on claims.

Also, a bill entitled "An act to amend section 2815 of the Code of Civil Procedure, in relation to trustees giving adequate security for the performance of their trust" (Int. No. 1046), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend the Election Law, in relation to providing watchers at polling places" (Int. No. 1047), which was read the first time and referred to the committee on the judiciary.

Mr. Remsen introduced a bill entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit'" (Int. No. 1048), which was read the first time and referred to the committee on the judiciary.

Mr. Cooley introduced a bill entitled "An act to amend chapter 610 of the Laws of 1874, entitled 'An act to authorize the sale of lands for the non-payment of taxes and for the collection of unpaid taxes in the several towns of the county of Westchester,'

as amended by chapter 193 of the Laws of 1877, in relation to compensation for improvements " (Int. No. 1049), which was read the first time and referred to the committee on internal affairs.

Mr. Baker introduced a bill entitled "An act to amend subdivision 7 of section 4 of the Highway Law, relative to the expenditure of moneys raised and collected for highway purposes " (Int. No. 1050), which was read the first time and referred to the committee on internal affairs.

Mr. Delaney introduced a bill entitled "An act amending the Penal Code by inserting therein a new section relating to clairvoyance, palmistry or fortune telling " (Int. No. 1051), which was read the first time and referred to the committee on codes.

Mr. Allds introduced a bill entitled "An act to amend the Insurance Law, in relation to the extension of the corporate existence of town and county co-operative insurance corporations " (Int. No. 1052), which was read the first time and referred to the committee on insurance.

Mr. Coughtry introduced a bill entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' and relating to the acquisition of a water works system " (Int. No. 1053), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Knipp introduced a bill entitled "An act making appropriations for the New York State Reformatory at Elmira or the Elmira Reformatory, and reappropriating moneys appropriated by chapter 359 of the Laws of 1900, for some of the same purposes " (Int. No. 1054), which was read the first time, and referred to the committee on ways and means.

By unanimous consent,

Mr. T. D. Lewis introduced a bill entitled "An act to repeal chapter 458 of the Laws of 1865, creating the Phoenix Free School district in the town of Schoepfel, county of Owego, and providing for free school in such district, and chapter 179 of the Laws of 1883, and chapter 189 of the Laws of 1886, providing for

raising moneys for school purposes therein" (Int. No. 1055), which was read the first time, and referred to the committee on public education.

By unanimous consent,

Mr. Prince introduced a bill entitled "An act to amend section 1782 of the Code of Civil Procedure relating to actions against directors, trustees, managers and other officers of a corporation for misconduct" (Int. No. 1056), which was read the first time, and referred to the committee on codes.

By unanimous consent,

Mr. Landon introduced a bill entitled "An act to amend the Forest, Fish and Game Laws, relative to taking suckers with nets through the ice in certain waters of Dutchess county" (Int. No. 1057), which was read the first time.

On motion of Mr. Landon, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on fisheries and game.

By unanimous consent,

Mr. Doughty introduced a bill entitled "An act to amend the Highway Law relative to the appointment of county engineers" (Int. No. 1058), which was read the first time and referred to the committee on internal affairs.

Mr. Knipp, from the committee on excise, to which was referred the bill introduced by Mr. Hatch, Int. No. 224, entitled "An act to amend the Tax Law, relative to side-doors and side-entrances and screens and blinds" (No. 224), reported the same with the following amendments and request that said bill be recommitted to said committee:

Page 2, line 13, after the word "therein" strike out the word "or."

Same page, line 14, after the word "unlawful" insert the words "in cities of the first and second class."

Same page, lines 17 and 18, after the word "store" on line 17 strike out the words "in a city having by the last state census a population of more than fifty thousand population."

CHAS. H. KNIPP,
Chairman.

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Hatch, from the committee on revision to which was referred the bill (No. 1118) entitled "An act authorizing the directors and stockholders of the Essex Horse Nail Company, limited, to execute and file and have recorded a certificate or certificates of extension of the time of the corporate existence of said company" (Int. No. 618), reported the same without recommendations, which report was agreed to and said bill ordered engrossed for a third reading.

Mr. Hatch, from the committee on revision to which was referred the bill (No. 489) entitled "An act to amend the Public Health Law, relating to local boards of health" (Int. No. 456), reported the same with the following recommendations:

Page 1, line 4, after the word "by" insert "chapter two hundred and sixty-eight of the Laws of eighteen hundred and ninety-four, chapter five hundred and eighty-four of the Laws of eighteen hundred and ninety-five, and."

Page 3, line 1, strike out the word "town" and insert "towns" in lieu thereof.

HYATT C. HATCH,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 809) entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1890, by adding section 23 after section 22 of said act" (Int. No. 713), reported the same with the following recommendations:

Page 2, line 2, strike out the word "eighteen" and insert the word "nineteen" in lieu thereof.

Same page, same line, insert a comma after the word "hundred."

Same page, same line, strike out the word "and."

Same page, line 3, strike out the word "ninety."

Same page, line 4, strike out the words "of said act as amended."

Same page, line 5, strike out the words "which said section twenty-three" and insert in lieu thereof "to read."

Amend the title to read:

"An act to amend chapter three hundred and forty-six of the laws of eighteen hundred and ninety-seven, entitled 'An act creating the office of commissioner of jurors for each of the counties of the state of New York having a population of more than two hundred thousand and less than three hundred thousand,' by adding a new section, relative to fees of constables."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 1108) entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property on credit,' relative to reports of such associations" (Int. No. 255), reported the same with the following recommendations:

Page 1, line 5, after the word "credit" insert quotation marks.

Page 2, line 2, after the words "ninety-six" strike out quotation marks.

Page 8, line 14, underscore the letters "um" in "centum."

Amend the title to read:

"An act to amend chapter three hundred and twenty-six of the laws of eighteen hundred and ninety-five, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit,' relative to reports of such associations."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 556) entitled "An act to amend the Forest, Fish and Game Law, in relation to quail in Cattaraugus and Chautauqua counties" (Int. No. 509), reported the same with the following recommendation:

Amend title to read as follows:

"An act to amend the forest, fish and game law, in relation to quall in Chattaraugus, Chautauqua and Erie counties."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 393) entitled "An act to amend the Forest, Fish and Game Law, relative to Mongolian and English pheasants" (Int. No. 378), reported the same with the following recommendation:

Page 2, line 1, insert the word "pheasants" in brackets after the word "ring-necked."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 1020) entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer on Long Island" (Int. No. 870), reported the same with the following recommendations:

Page 1, line 9, strike out underscoring under the words "of November."

Same page, line 2, after the word "hundred" insert entitled "An act for the protection of the forests, fish and game of the state, constituting chapter thirty-one of the general laws."

Same page, line 3, strike out the word "entitled."

Same page, lines 4 and 5, strike out all of said lines except the word "is" in line 5.

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend the Forest, Fish and Game Law, relating to prosecutions and to the disposal of confiscated fish and game." (No. 655, Int. No. 592.)

"An act to authorize the Comptroller of the State to hear and determine the application of Charles C. Cozine for cancellation of the tax sales of Great Lot No. 3, Patent 7, Bergen's Purchase, Hamilton county, for unpaid taxes." (No. 698, Int. No. 631.)

"An act to repeal chapter 869 of the Laws of 1895, entitled 'An act to protect a crossing between Cayuga and Seneca counties on Cayuga lake, at Cayuga.'" (No. 731, Int. No. 655.)

"An act to provide for the construction in Forest Park, Queens county, borough of Queens, N. Y., of a new reservoir, dams and mains, with the appurtenances thereto, for the purpose of storing and supplying water for use in the borough of Brooklyn, in the city of New York." (No. 1076, Int. No. 610.)

"An act to amend section 447 of the Code of Civil Procedure, relative to party defendants." (No. 1073, Int. No. 60.)

"An act to amend the Code of Criminal Procedure, in relation to the commitment of vagrants." (No. 1072, Int. No. 52.)

Mr. Babcock, from the committee on printed and engrossed bills, reported as correctly printed the following entitled bills:

"An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expense of providing proper police protection for the grounds of the Pan-American Exposition." (No. 676, Int. No. 613.)

"An act to change the name of 'The First Presbyterian Society of Manchester, N. Y.,' to 'The First Presbyterian Society of Shortsville, N. Y.'" (No. 671, Int. No. 608.)

"An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of certain owners of real property in New York city for damages alleged to have been caused to said property by the operations carried out pursuant to chapter 339 of the Laws of 1892." (No. 520, Int. No. 484.)

"An act to incorporate the Utica Corn Hill Benefit Association of the city of Utica." (No. 517, Int. No. 481.)

"An act providing that the police commissioners of the city of

New York in their discretion, may reappoint John W. Pinkley, an expoliceman of the city of New York, who resigned from said police department, November 24, 1897." (No. 216, Int. No. 216.)

"An act to amend section 15 of the General Corporation Law, chapter 687 of the Laws of 1892, in relation to certificates of authority of a foreign corporation." (No. 251, Int. No. 251.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the park commissioners." (No. 376, Int. No. 361.)

"An act to amend the Greater New York charter, relative to auctioneers." (No. 1103, Int. No. 29.)

"An act to amend the Village Law and the Town Law, in relation to the protection of the rights of taxpayers." (No. 1104, Int. No. 117.)

"An act to provide for a commission to revise, amend, reform, simplify, abridge and codify the laws, rules, practice, pleadings, forms and proceedings of the municipal court of the city of New York, and the laws, rules, etc., relating to the clerks, officers, and attendants thereof, and the marshals attached thereto." (No. 1105, Int. No. 99.)

"An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in Surrogate's Courts." (No. 1080, Int. No. 57.)

"An act to provide for the improvement of the public highways in the county of Orange." (No. 1007, Int. No. 857.)

"An act to amend the Labor Law, relating to posting of law in factories." (No. 912, Int. No. 795.)

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of highways,' relating to the construction of connecting section of highways." (No. 934, Int. No. 805.)

"An act to amend the County Law, in relation to actions by a county treasurer for money and securities to the possession of which he is lawfully entitled." (No. 905, Int. No. 788.)

"An act to amend the Tax Law, relating to the preparation of assessment-rolls and the duties of collectors." (No. 874, Int. No. 763.)

"An act to amend the Highway Law, in relation to the decision of commissioners appointed to determine the necessity of laying out a highway." (No. 880, Int. No. 769.)

The bill (No. 381) entitled "An act to amend chapter 174 of the Laws of 1898, entitled 'An act to amend chapter 365 of the Laws of 1862, entitled An act to authorize the discharge of mortgages of record in certain cases, as amended by chapter 326 of the Laws of 1884, relative to the matters required to be alleged in the petition,' " (Int. No. 366), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 826) entitled "An act in relation to old charges upon real estate embracing taxes and assessments levied more than 20 years prior to December 31, 1901 " (Int. No. 730), was read the second time.

On motion of Mr. DeGraw, said bill was placed on the order of third reading.

On motion of Mr. DeGraw, said bill was recommitted to the committee on banks, retaining its place on the order of third reading.

The bill (No. 467) entitled "An act to amend the Consolidated School Law relating to the qualifications of school commissioners " (Int. No. 440), having been announced for a second reading,

Mr. Plank moved to amend as follows:

Page 2, lines 4 and 5, after the word " diploma " strike out the words " issued at least three years prior thereto."

Same page, line 5, after the word " first " insert the words " or second."

Same page, line 6, after the word " examinations " strike out the words " dated at least three years previous."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Plank, and it was decided in the affirmative.

Said bill as amended, was then read the second time, and on motion of Mr. Plank was ordered reprinted, and placed on the order of third reading and referred to the committee on revision.

The bill (No. 437) entitled "An act to amend section 344 of the Penal Code by adding thereto three additional sections to be known as section 344a, section 344b, and section 344c, relative to the prevention of policy playing" (Int. No. 414), was read the second time.

On motion of Mr. Weekes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 755) entitled "Concurrent resolution proposing an amendment to article 7, section 7 of the Constitution, relating to the forest preserve" (Int. No. 680), having been announced for a second reading,

On motion of Mr. J. L. Smith, said bill was recommitted to the committee on public lands and forestry, retaining its place on the order of second reading.

The bill (No. 195) entitled "An act in relation to Bedford avenue in the borough of Brooklyn in the city of New York" (Int. No. 195), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 835) entitled "An act to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for public purposes for said city" (Int. No. 403), was read the second time.

On motion of Mr. Ross, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1046) entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' relative to conduits, a lighting system, the construction of walks and keeping the same free of obstructions" (Int. No. 894), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 672) entitled "An act to change the name of the Tompkins County Co-operative Fire Insurance Company, Ithaca, New York" (Int. No. 609), was read the second time.

On motion of Mr. Conger, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1032) entitled "An act to amend chapter 497 of the Laws of 1900, entitled 'An act to amend chapter 353 of the Laws of 1899, entitled An act to authorize the macadamizing of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters therefor, and in connection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor'" (Int. No. 883), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 218) entitled "An act to amend chapter 378 of the Laws of 1900, entitled 'An act to revise, consolidate and amend the several acts relating to the New York State Reformatory at Elmira'" (Int. No. 218), was read the second time.

On motion of Mr. Knipp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1027) entitled "An act to authorize the city of Yonkers to borrow money by the issue of bonds for the payment of the expense of completing the work of grading and improving the public parks of the city of Yonkers" (Int. No. 877), was read the second time.

On motion of Mr. Mains, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1029) entitled "An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' in relation to amount to be raised for fire department" (Int. No. 879), was read the second time.

On motion of Mr. Mains, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 315) entitled "An act to change the name of the Niagara Fire Insurance Company of Erie county" (Int. No. 315), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The bill (No. 264) entitled "An act to revise, amend and consolidate the several acts relating to the village of Montgomery, in

the county of Orange, and to repeal certain acts in relation thereto" (Int. No. 206), having been announced for a second reading,

On motion of Mr. Allds, said bill was laid aside and ordered struck from the calendar.

The bill (No. 141) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relating to the municipal court of the city of New York" (Int. No. 141), was read the second time.

On motion of Mr. Scanlon, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 380) entitled "An act to amend an act entitled 'An act to amend chapter 378 of the Laws of 1897, entitled An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' in relation to clerk to sign warrants" (Rec. No. 28), was read the second time.

On motion of Mr. Ahearn, said bill was placed on the order of third reading.

The Senate bill (No. 349) entitled "An act to amend section 159 of chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws'" (Rec. No. 34), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading.

The Senate bill (No. 411) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of defraying the expense of providing proper police protection for the grounds of the

Pan-American Exposition" (Rec. No. 48), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The Senate bill (No. 465) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' relating to city officers and official newspapers" (Rec. No. 53), was read the second time.

On motion of Mr. Cooley, said bill was placed on the order of third reading.

The Senate bill (No. 421) entitled "An act to amend chapter 416 of the Laws of 1893, entitled 'An act in relation to the city court of Yonkers'" (Rec. No. 54), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading.

The Senate bill (No. 532) entitled "An act to authorize the city of Little Falls to raise \$2,000 additional for the fire and police fund to be used for the purchase of fire apparatus in the year 1901" (Rec. No. 68), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading.

The bill (No. 454) entitled "An act to confirm, ratify and legalize certain assessments for the construction of sewers and adjuncts thereto as local improvements in certain streets and avenues and portions thereof in the city of Little Falls" (Int. No. 431), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cooley	Halpin	Lynn	Rodenbeck
Adler	Costello	Hammond	Mains	Rogers
Ahern	Coughtry	Harburger	Marson	Ruehl

Allds	Davis	Hasenflug	McInerney	Salyerds
Allston	Dempsey	Hatch	McKeown	Scanlon
Apgar	Dickey	Hawkins	McMillan	Schneider
Axtell	Dickinson	Henry	Meister	Sherer
Babcock	Dooling	Hitchcock	Nye	Smith A R
Baker	Doughty	Honeck	O'Brien	Smith J L
Baum	Dusinbery	Hyman	O'Malley	Smith J T
Bedell	Egan	Irwin	Patton	Smith S W
Bell	Everett	Juengst	Phipps	Snyder
Bennet	Fish	Kaiser	Flatt	Swarts
Blackwell	Fisher	Keenan	Poth	Thorn
Bradley	Fitzpatrick	Kelly	Rainey	Traub
Brill	Galbraith	Kelsey	Remsen	Ulmann
Brooks	Gardiner R	Knipp	Reynolds	Van Name
Bryan	Gardner C J	Landon	Rierdon	Walrath
Burns	Geoghan	Leggett	Roberts	Weekes
Conger	Griffith	Lewis M E	Robinson	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1071) entitled "An act creating the office of police justice in the village of Peekskill, in the county of Westchester" (Int. No. 6), was read the second time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 112 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Mains	Rogers
Adler	Coughtry	Griffith	Mansfield	Ross
Ahern	Daly	Hallock	Marson	Ruehl
Allds	Darrison	Hammond	Mathews	Sanders
Allston	Davis	Hanford	McKeown	Scanlon
Apgar	DeGraw	Harris	McMillan	Seymour
Axtell	Delaney	Hasenflug	Meister	Sherer
Babcock	Dickey	Hatch	Morgan	Smith A R
Baker	Dickinson	Henry	O'Brien	Smith J L
Baum	Dooling	Hitchcock	O'Malley	Smith J E

Bedell	Duross	Honeck	Patton	Smith S W
Bell	Dusinbery	Hyman	Phipps	Smith W H
Bennet	Ellis	Juengst	Platt	Stevens
Blackwell	Everett	Kaiser	Price	Swarts
Bradley	Fish	Keenan	Prince	Thorn
Brill	Fisher	Kelly	Rainey	Treat
Bruckner	Fitzgerald	Kelsey	Remsen	Ulmann
Bryan	Fordyce	Knipp	Richter	Vacheron
Burnett	Fowler	Landon	Rider	Waite
Burns	Frisbie	Leggett	Rierdon	Walrath
Conger	Galbraith	Lewis T D	Roberts	Weekes
Cooley	Gardiner R	Lynn	Robinson	Wilson H
Coons	Gardner C J			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1069) entitled "An act to amend chapter 257 of the Laws of 1860, entitled 'An act to incorporate the Hyde Park Fire Department in Dutchess county,' relative to the qualifications of its members" (Int. No. 617), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	McInerney	Ruehl
Adler	Coughtry	Harburger	McMillan	Sanders
Ahern	Daly	Hasenflug	McQuade	Scanlon
Allds	Darrison	Hatch	Morgan	Schneider
Allston	Davis	Henry	O'Brien	Sherer
Apgar	Delaney	Holsten	O'Malley	Smith J E
Axtell	Dempsey	Honeck	Orr	Smith J L
Babcock	Dickinson	Hyman	Phillips	Smith S W
Baker	Dooling	Juengst	Phipps	Smith W H
Bedell	Duross	Keenan	Plank	Stevens
Bell	Egan	Kelly	Platt	Swarts

Bennet	Everett	Kelsey	Price	Thorn
Blackwell	Fish	Knipp	Rainey	Treat
Bradley	Fisher	Landon	Remsen	Ulmann
Brooks	Fitzpatrick	Leggett	Reynolds	Waite
Bruckner	Fowler	Lewis M E	Richter	Walrath
Bryan	Galbraith	Lewis T D	Rierdon	Weber
Burns	Gardner C J	Mains	Robinson	Weekes
Cadin	Graeff	Mansfield	Rodenbeck	Wilson H
Cook	Hallock	Mathews	Rogers	Wilson W H
Cooley	Halpin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 595) entitled "An act to amend the Highway Law, in relation to county roads in counties adjoining a city of the first class" (Int. No. 379), having been announced for a third reading,

On motion of Mr. Doughty, said bill was recommitted to the committee on internal affairs, retaining its place on the order of third reading.

The bill (No. 1064) entitled "An act to amend chapter 614 of the Laws of 1887, entitled 'An act to establish a police pension fund for the city of Rochester,' relative to taxes, fines and penalties incurred under the Liquor Tax Law" (Int. No. 634), which was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifth being present.

{ AYES 104 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Hallock	McMillan	Scanlon
Adler	Cotton	Hammond	Meister	Schneider
Ahern	Coughtry	Hanford	Morgan	Seymour
Allds	Darrison	Harris	Nye	Smith A R
Allston	Davis	Hawkins	O'Connell	Smith J E

Apgar	DeGraw	Hitchcock	O'Malley	Smith J L
Axtell	Dempsey	Honeck	Patton	Smith J T
Babcock	Dickinson	Irwin	Phipps	Smith S W
Baker	Dooling	Juengst	Plank	Smith W H
Baum	Duross	Keenan	Poth	Sullivan
Bedell	Dusinbery	Kelly	Prince	Swarts
Bennet	Ellis	Kelsey	Rainey	Thorn
Blackwell	Everett	Knipp	Reynolds	Traub
Bradley	Fish	Leggett	Richter	Ulmann
Brill	Fisher	Lewis M E	Rierdon	Vacheron
Bruckner	Fitzgerald	Lewis T D	Roberts	Waite
Bryan	Fordyce	Mains	Robinson	Walrath
Burnett	Fowler	Mansfield	Rodenbeck	Weekes
Burns	Gardiner R	Marson	Ross	Wilson H
Conger	Geoghan	Mathews	Ruehl	Wilson W H
Cook	Graeff	McKeown	Salyerds	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1066) entitled "An act to amend section 1012 of the Code of Civil Procedure, relative to references in actions for a divorce" (Int. No. 70), having been announced for a third reading,

On motion of Mr. Bennet, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 916) entitled "An act to change the corporate name of and to legalize and confirm conveyances of lands to and from 'The Hamburg Cemetery Association'" (Int. No. 799), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifth being present.

{ AYES 108 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Graeff	McQuade	Scanlon
Adler	Darrison	Hallock	Meister	Seymour
Ahern	Davis	Hammond	Nye	Sherer

Allds	DeGraw	Harburger	O'Brien	Smith A P
Allston	Dempsey	Hasenflug	O'Malley	Smith J E
Apgar	Dickey	Hawkins	Orr	Smith J T
Axtell	Dickinson	Hitchcock	Phillips	Smith S W
Babcock	Dooling	Honeck	Phipps	Smith W H
Baker	Duross	Irwin	Platt	Snyder
Bedell	Egan	Kaiser	Poth	Sullivan
Bell	Ellis	Keenan	Prince	Swarts
Blackwell	Everett	Kelly	Reilley	Swift
Bradley	Fish	Kelsey	Reynolds	Thorn
Brooks	Fisher	Knipp	Richter	Traub
Bruckner	Fitzpatrick	Landon	Roberts	Ulmann
Burnett	Fordyce	Leggett	Robinson	Vacheron
Burns	Fowler	Lewis M E	Rodenbeck	Van Name
Conger	Frisbie	Lewis T D	Rogers	Waite
Cook	Galbraith	Mains	Ross	Walrath
Cooley	Gardiner R	Mansfield	Ruehl	Weekes
Costello	Gardner C J	Mathews	Sanders	Wilson W H
Cotton	Geoghan	McKeown		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1043) entitled "An act to amend chapter 469 of the Laws of 1898, entitled 'An act to protect navigation in certain tide waters within the State of New York,' relative to the diversion of water by municipal corporations" (Int. No. 163), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifth being present.

{ AYES 106 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Harburger	Morgan	Scanlon
Adler	Coughtry	Harris	O'Brien	Schneider
Ahern	Daly	Hatch	O'Connell	Seymour
Allds	Davis	Henry	Orr	Sherer
Allston	DeGraw	Hitchcock	Patton	Smith A B

Apgar	Delaney	Holsten	Phillips	Smith J E
Axtell	Dickey	Hyman	Plank	Smith J L
Babcock	Darrison	Irwin	Platt	Smith J T
Baker	Dooling	Kelly	Price	Smith W H
Baum	Doughty	Kelsey	Prince	Snyder
Bell	Dusinbery	Knipp	Reilley	Stevens
Bennet	Egan	Landon	Remsen	Swarts
Blackwell	Fancher	Leggett	Richter	Thorn
Bradley	Fisher	Lewis M E	Rider	Traub
Brooks	Fitzpatrick	Lewis T D	Roberts	Treat
Bruckner	Frisbie	Lynn	Robinson	Vacheron
Bryan	Gardiner R	Mansfield	Rodenbeck	Van Name
Burns	Gardner C J	Mathews	Rogers	Waite
Cadin	Graeff	McKeown	Ruehl	Walrath
Conger	Hallock	McMillan	Salyerds	Weekes
Cook	Hanford	Meister	Sanders	Wilson H
Coons				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1068) entitled "An act to amend the Greater New York charter, relative to the department of education" (Int. No. 335), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifth being present.

{ AYES 114 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hallock	Meister	Sanders
Adler	Daly	Hammond	Nye	Scanlon
Ahern	Darrison	Hanford	O'Brien	Seymour
Allds	Davis	Harburger	O'Connell	Sherer
Allston	Delaney	Hasenflug	O'Malley	Smith J E
Apgar	Dempsey	Hawkins	Patton	Smith J L
Axtell	Dickinson	Hitchcock	Phillips	Smith J T
Babcock	Dooling	Holsten	Phipps	Smith S W
Baker	Duros	Irwin	Plank	Snyder
Baum	Dusinbery	Juengst	Poth	Stevens

Bedell	Egan	Keenan	Price	Sullivan
Bell	Ellis	Kelly	Prince	Swift
Bennet	Fancher	Kelsey	Reilley	Thorn
Bradley	Fish	Knipp	Remsen	Traub
Brill	Fisher	Landon	Richter	Treat
Brooks	Fitzpatrick	Leggett	Rider	Vacheron
Bryan	Fordyce	Lewis T D	Rierdon	Van Name
Burnett	Frisbie	Lynn	Roberts	Waite
Cadin	Galbraith	Mansfield	Robinson	Walrath
Cook	Gardiner R	Mathews	Rodenbeck	Weber
Cooley	Gardner C J	McInerney	Ross	Weekes
Coons	Geoghan	McMillan	Ruehl	Wilson H
Costello	Griffith	McQuade	Salvyerds	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1070) entitled "An act to amend section 1 of title 5, and section 1 of title 4 of chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester,' in relation to the amount of money to be raised for lighting purposes" (Int. No. 739), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage:

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Mathews	Ruehl
Adler	Coughtry	Griffith	McKeown	Sanders
Ahern	Daly	Halpin	McQuade	Scanlon
Allds	Davis	Hammond	Meister	Seymour
Allston	DeGraw	Harburger	Nye	Sherer
Apgar	Dempsey	Hasenflug	O'Brien	Smith A R
Axtell	Dickey	Hawkins	O'Malley	Smith J L
Baker	Dooling	Henry	Orr	Smith J T
Baum	Duross	Holsten	Phillips	Smith W H
Bell	Egan	Hyman	Phipps	Snyder
Bennet	Everett	Irwin	Platt	Stevens

Bradley	Fancher	Keenan	Price	Sullivan
Brill	Fish	Kelly	Rainey	Swift
Brooks	Fisher	Kelsey	Reilley	Traub
Bryan	Fitzgerald	Knipp	Reynolds	Treat
Burns	Fitzpatrick	Landon	Richter	Vacheron
Conger	Fowler	Leggett	Rierdon	Waite
Cook	Frisbie	Lewis M E	Roberts	Walrath
Cooley	Galbraith	Lynn	Rodenbeck	Weber
Coons	Gardner C J	Mains	Rogers	Weekes
Costello	Geoghan	Mansfield	Ross	Wilson H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1067) entitled "An act to amend the Greater New York charter, in relation to general powers of commissioners as to the management of parks" (Int. No. 334), having been announced for a third reading,

On motion of Mr. Bell, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1065) entitled "An act to amend section 11 of chapter 388 of the Laws of 1854, entitled 'An act to incorporate the village of Lyons,' relative to the election of the police justice" (Int. No. 685), having been announced for a third reading,

Mr. Griffith moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Page 2, lines 18 and 19, take out the words "on the twelfth day of March" and insert the words "in the year."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Griffith and it was decided in the affirmative.

Mr. Fowler, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 675) entitled "An act to amend the Penal Code, in relation to the obstructing of a stream, creek or other body of water which has been dredged or cleared at public expense"

(Int. No. 612), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Halpin	Morgan	Scanlon
Adler	Costello	Hanford	O'Brien	Schneider
Ahern	Coughtry	Harris	O'Connell	Seymour
Allda	Daly	Hatch	O'Malley	Smith A R
Allston	Davis	Hawkins	Orr	Smith J E
Apgar	DeGraw	Hitchcock	Patton	Smith J L
Axtell	Delaney	Honeck	Phipps	Smith S W
Babcock	Dickey	Irwin	Plank	Smith W H
Baker	Dickinson	Juengst	Platt	Snyder
Baum	Doughty	Kelly	Price	Stevens
Bedell	Duross	Kelsey	Rainey	Swarts
Bell	Dusinbery	Knipp	Remsen	Swift
Bennet	Everett	Landon	Reynolds	Traub
Blackwell	Fancher	Leggett	Rider	Treat
Bradley	Fisher	Lewis M E	Rierdon	Ulmann
Brooks	Fitzgerald	Lewis T D	Roberts	Van Name
Bruckner	Fitzpatrick	Mains	Robinson	Waite
Bryan	Fowler	Marson	Rodenbeck	Walrath
Burnett	Gardiner R	Mathews	Rogers	Weber
Cadin	Gardner C J	McInerney	Ross	Weekes
Cook	Graeff	McMillan	Salyerds	Wilson H
Cooley	Hallock	Meister	Sanders	Wilson W H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 217) entitled "An act to amend the Code of Civil Procedure, in respect to receiving in evidence in actions or proceedings involving a title to real property in this State, certain testimony perpetuated in anticipation of such actions or proceedings" (Int. No. 217), was read the third time, having been printed

and upon the desks of the members in its final form at least three calender legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Halpin	McQuade	Salvyerds
Adler	Daly	Hammond	Meister	Sanders
Ahern	Darrison	Harburger	Morgan	Schneider
Allds	Davis	Hasenflug	O'Brien	Seymour
Allston	Delaney	Hatch	O'Connell	Sherer
Apgar	Dempsey	Henry	O'Malley	Smith A R
Axtell	Dickinson	Hitchcock	Orr	Smith J L
Babcock	Dooling	Honeck	Patton	Smith J T
Baker	Doughty	Hyman	Phillips	Smith S W
Baum	Dusinbery	Juengst	Plank	Snyder
Bedell	Ellis	Keenan	Platt	Stevens
Bell	Everett	Kelly	Price	Swarts
Bennet	Fancher	Kelsey	Prince	Swift
Blackwell	Fisher	Knipp	Reilley	Traub
Bradley	Fitzgerald	Landon	Remsen	Treat
Brooks	Fitzpatrick	Leggett	Reynolds	Ulmann
Bruckner	Fordyce	Lewis M E	Richter	Vacheron
Bryan	Fowler	Lewis T D	Rider	Van Name
Burns	Frisbie	Mains	Roberts	Walrath
Cadin	Galbraith	Mansfield	Robinson	Weber
Conger	Gardner C J	Marson	Rodenbeck	Weekes
Cooley	Geoghan	Mathews	Rogers	Wilson H
Coons	Graeff	McInerney	Ross	Wilson W H
Cotton	Griffith	McMillan		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent,

Mr. Cook called up the bill (No. 749) entitled "An act to exempt from taxation certain property of the city of Buffalo, situated in the town of West Seneca, Erie county, New York" (Int. No. 674), and moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hallock	McKeown	Rodenbeck
Adler	Coughtry	Halpin	McMillan	Rogers
Ahern	Daly	Hanford	McQuade	Ruehl
Allds	Darrison	Harburger	Meister	Salyerds
Apgar	Davis	Hasenflug	Morgan	Sanders
Axtell	Delaney	Hatch	O'Brien	Schneider
Babcock	Dempsey	Hawkins	O'Connell	Seymour
Baker	Dickinson	Henry	O'Malley	Sherer
Baum	Dooling	Hitchcock	Orr	Smith A R
Bedell	Doughty	Holsten	Patton	Smith J L
Bell	Duross	Hyman	Phillips	Smith J T
Bennet	Egan	Irwin	Phipps	Smith W H
Blackwell	Ellis	Juengst	Plank	Snyder
Bradley	Everett	Keenan	Platt	Sullivan
Brill	Fish	Kelly	Price	Swarts
Brooks	Fisher	Knipp	Prince	Swift
Bruckner	Fitzgerald	Landon	Rainey	Traub
Bryan	Fitzpatrick	Leggett	Reilley	Treat
Burnett	Fowler	Lewis M E	Remsen	Vacheron
Burns	Frisbie	Lynn	Reynolds	Van Name
Cadin	Gardiner R	Mains	Richter	Walrath
Conger	Gardner C J	Mansfield	Rider	Weekes
Cook	Geoghan	Mathews	Rierdon	Wilson H
Cooley	Graeff	McInerney	Roberts	Wilson W H
Coons	Griffith			

On motion of Mr. Cook, said bill was recommitted to the committee on taxation and retrenchment.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of the Senate bill No. 546, entitled "An act to revise, amend and consolidate the several acts relating to the village of Montgomery, in the county of

Orange, and to repeal certain acts in relation thereto" (Rec. No. 70), and that said bill be placed on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution and it was decided in the affirmative.

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

The Senate sent for concurrence the bill No. 585, entitled "An act to change the name of the Niagara Fire Insurance Company of Erie county to the Prudential Fire Insurance Company of Buffalo" (Rec. No. 97), which was read the first time.

On motion of Mr. O'Malley, said bill was referred to the committee on revision to compare with the Assembly bill No. 315, Int. No. 315, same title and subject, now on the order of third reading, and report if the same are identical and if found identical that said Senate bill be substituted for said Assembly bill.

A message from the Governor by the hand of his secretary was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, February 25, 1901.

To the Assembly:

Assembly bill No. 773, entitled "An act to amend chapter 312 of the Laws of 1896, entitled 'An act to regulate the profession of public accountants' relating to exemption from examinations," is hereby returned without approval.

This proposed act seeks to nullify, so far as certain accountants are concerned, section 3 of chapter 312 of the Laws of 1896, and to exempt them from the regents' examinations. Approval of this bill would place those who have practiced as public accountants since the passage of the original act at a disadvantage; would operate unfairly and would be an evasion for the benefit of those who may, perhaps, not possess the necessary qualifications for the profession which they seek to enter. As the original law was intended for the public benefit, it should not be evaded in any particular by special legislation.

For the reasons above set forth, executive approval is withheld.

B. B. ODELL, JR.

Mr. Bennet moved that said message together with said bill be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bennet, and it was decided in the affirmative.

Mr. Harburger offered for the consideration of the House a resolution in the words following:

Whereas, at a meeting of the excise committee held Wednesday, February 20th, Mr. Alexander Selkirk made the statement "That he framed the present Excise Law, and that Senator Raines had stolen it from him, and

Whereas, So serious a charge reflecting on the capacity of the Statesman and Senator from the Forty-second district, requires the immediate attention of the House,

Be it therefore, resolved, That an investigating committee of five members be appointed who shall thoroughly examine into these alleged charges, and to report to this Legislature before its final adjournment.

Said resolution was referred to the committee on ways and means.

Mr. Harberger called up his resolution offered February 18, 1901, in the words following:

Resolved, That the Attorney-General be requested to furnish to the Assembly on or before March 1, 1901, an opinion as to the right of any member of the Legislature to receive money from the State for any services rendered in addition to the salary paid him for his services as a legislator.

Mr. Speaker put the question whether the House would agree to said resolution and it was decided in the affirmative.

Mr. Harburger called up his resolution offered February 18, 1901, calling on Excise Commissioner Henry H. Lyman for certain statistics.

On motion of Mr. Allds, the further consideration of said resolution was indefinitely postponed.

Mr. Waite gave notice that on Tuesday, February 26th, he would call up the bill No. 128, entitled "An act to legalize and confirm certain appointments as firemen, and to make such appointees members of the fire department of the city of New York" (Int. No. 128), heretofore laid aside on the order of third reading.

On motion of Mr. Allds, the House adjourned.

TUESDAY FEBRUARY 26, 1901.

The House met pursuant to adjournment.

Prayer by Rev. Ph. Spaeth.

On motion of Mr. Kelsey the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Superintendent of Banks; which was laid upon the table and ordered printed.

(See Document.)

Mr. Bennet introduced a bill entitled "An act to grant and release to John Cass all the right, title and interest of the people of the State of New York, in and to certain real estate in the city of New York" (Int. No. 1059), which was read the first time and referred to the committee on ways and means.

Mr. Cook introduced a bill entitled "An act to amend the revised statutes and the Banking Law, relative to the rate of interest" (Int. No. 1060), which was read the first time and referred to the committee on banks.

Also, a bill entitled "An act to amend the Liquor Tax Law, relative to the payment of revenues derived from liquor taxes to villages" (Int. No. 1061), which was read the first time and referred to the committee on excise.

Mr. Ellis introduced a bill entitled "An act making an appropriation for the New York State School for the Blind" (Int. No. 1062), which was read the first time and referred to the committee on ways and means.

Mr. Lynn introduced a bill entitled "An act to prevent frauds upon corporations and benevolent orders" (Int. No. 1063), which was read the first time and referred to the committee on general laws.

Mr. Mansfield introduced a bill entitled "An act to legalize and confirm the contract entered into between the town of Day, Saratoga county, N. Y., and the Owego Bridge Company, dated January 31, 1899" (Int. No. 1064), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend chapter 721 of the Laws of 1900, entitled 'An act to amend the charter of the village of Saratoga Springs, N. Y., known as chapter 220 of the Laws of 1866, to consolidate into one board the present board of water commissioners of said village, and the commissioners appointed by chapter 396 of the Laws of 1899, entitled An act to provide for the disposal of the sewage of the village of Saratoga Springs, N. Y.' " (Int. No. 1065), which was read the first time and referred to the committee on affairs of villages.

Also, a bill entitled "An act to amend the charter of the village of Saratoga Springs, N. Y., known as chapter 220 of the Laws of 1866, as amended by chapter 721 of the Laws of 1900, entitled 'An act to amend the charter of the village of Saratoga Springs, N. Y., known as chapter 220 of the Laws of 1866, to consolidate into one board the present board of water commissioners of said village and the commissioners appointed by chapter 396 of the Laws of 1899, entitled 'An act to provide for the disposal of the sewage of the village of Saratoga Springs, N. Y.,' and to consolidate into one board the present sewer and water commission, and the present board of street commissioners of the said village, for the purpose of preventing a conflict of authority between the said commission and the said board, and to facilitate the administration of the affairs of said village " (Int. No. 1066), which was read the first time and referred to the committee on affairs of villages.

Mr. McKeown introduced a bill entitled "An act for the relief of Joseph Palladino, in payment of work, labor and services performed and materials furnished to and for the mayor, aldermen and commonalty of the city of New York " (Int. No. 1067), which was read the first time and referred to the committee on affairs of cities.

Mr. Nye introduced a bill entitled "An act to amend the Highway Law, relative to the purchase of road machines " (Int. No. 1068), which was read the first time and referred to the committee on internal affairs.

Mr. Ross introduced a bill entitled "An act authorizing the

construction of a steel lift or hoist bridge over the Erie canal, at Seventh street, in the city of Watervliet, and abutments and approaches thereto, and making an appropriation therefor" (Int. No. 1069), which was read the first time and referred to the committee on ways and means.

Mr. Salyerds introduced a bill entitled "An act to release to James Roder, all the right, title and interest of the people of the State of New York, of, in and to certain real estate in the town of Chili, county of Monroe, and state of New York" (Int. No. 1070), which was read the first time and referred to the committee on ways and means.

Mr. J. T. Smith introduced a bill entitled "An act to amend the Village Law, relative to the registration of electors for village elections in villages of the first and second class" (Int. No. 1071), which was read the first time and referred to the committee on affairs of villages.

Also, a bill entitled "An act to repeal chapter 112 of the Laws of 1856, entitled 'An act to create a board of auditors in the town of Fishkill and county of Dutchess'" (Int. No. 1072), which was read the first time and referred to the committee on internal affairs.

Mr. Kelsey introduced a bill entitled "An act to amend the County Law, in relation to the registration of dogs" (Int. No. 1073), which was read the first time and referred to the committee on internal affairs.

Mr. Vacheron introduced a bill entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relative to the department of education, for the purpose of securing larger and efficacious representation from all the boroughs to the board of education in the city of New York" (Int. No. 1074), which was read the first time and referred to the committee on affairs of cities.

Mr. Cooley introduced a bill entitled "An act to make and establish the rates of fare on railroads operating within the limits of a city having a population of upwards of 1,500,000 inhabitants" (Int. No. 1075), which was read the first time and referred to the committee on railroads.

Mr. Costello introduced a bill entitled "An act to provide for the registration of industrial unions and associations of employers and employes, and to facilitate the settlement of industrial disputes by conciliation and arbitration" (Int. No. 1076), which was read the first time and referred to the committee on labor and industry.

Mr. Fowler introduced a bill entitled "An act to enable the owners or mortgagees of lands in the city of Dunkirk, county of Chautauqua and state of New York, to redeem the same from tax sales heretofore made, at which sales the State of New York has become the purchaser" (Int. No. 1077), which was read the first time.

On motion of Mr. Fowler, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on taxation and retrenchment.

Mr. Morgan introduced a bill entitled "An act to amend the Code of Criminal Procedure, relating to the appointment of probationary officers, and defining their duties" (Int. No. 1078), which was read the first time.

On motion of Mr. Morgan, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on codes.

Mr. Davis introduced a bill entitled "An act to amend section 733 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' and define the powers of the fire commissioners" (Int. No. 1079), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 792 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof' and define the powers of the fire commissioners" (Int. No. 1080), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Ross introduced a bill entitled "An act to amend chapter 905 of the Laws of 1896, entitled 'An act to incorporate the city of Watervliet'" (Int. No. 1081), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Vacheron introduced a bill entitled "An act providing that the police commissioner of the city of New York in his discretion, may reappoint Fernando T. Whiting, Jr., an ex-policeman of the city of New York, who resigned from said police department, March 15, 1899" (Int. No. 1082), which was read the first time and referred to the committee on affairs of cities.

The bill (No. 1080) entitled "An act to amend section 2535 of the Code of Civil Procedure, relating to publication of citations and orders in Surrogate's Courts" (Int. No. 57), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 104 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coons	Hanford	Mathews	Salverda
Adler	Cotton	Harris	McKeown	Sanders
Ahern	Coughtry	Hasenflug	McMillan	Scanlon

Allds	Daly	Hatch	Meister	Schneider
Allston	Davis	Henry	Morgan	Seymour
Apgar	Delaney	Hitchcock	O'Brien	Sherer
Axtell	Dempsey	Honeck	O'Connell	Smith A R
Babcock	Dickinson	Hyman	O'Malley	Smith J E
Baker	Duross	Irwin	Patton	Smith J L
Baum	Egan	Juengst	Phipps	Smith S W
Bedell	Everett	Kaiser	Plank	Stevens
Bell	Fish	Keenan	Price	Sullivan
Blackwell	Fitzgerald	Kelly	Reilley	Swarts
Bradley	Fordyce	Kelsey	Reynolds	Thorn
Brill	Frisbie	Knipp	Richter	Treat
Brooks	Gardiner R	Landon	Rider	Ulmann
Bryan	Gardner C J	Leggett	Roberts	Van Name
Burnett	Geoghan	Lewis M E	Robinson	Waite
Cadin	Griffith	Lewis T D	Rodenbeck	Weber
Conger	Hallock	Lynn	Ross	Weekes
Cooley	Hammond	Mansfield	Ruehl	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1103) entitled "An act to amend the Greater New York charter, relative to auctioneers" (Int. No. 29), having been announced for a third reading,

Mr. Duross moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith, amended as follows:

Page 3, line 6, after the word "auctioneer" insert the following: "No person shall be eligible for a license as auctioneer who at the time of his application shall have any judgments of record against him unpaid."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Duross, and it was decided in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1104) entitled "An act to amend the Village Law and the Town Law, in relation to the protection of the rights of taxpayers" (Int. No. 117), was read the third time, having been

INDEX TO ASSEMBLY JOURNAL.

1901.

This Journal is indexed upon the following plan:

1. Every bill relating to a locality may be found indexed under the name of that locality and ordinarily will not be found indexed under the subject to which it relates.

2. All bills relating to Kings county will be found under the Borough of Brooklyn, and all bills relating to Greater New York under New York City and Boroughs of Manhattan, Bronx, Brooklyn, Richmond and Queens.

3. Every general bill will be found indexed under the proper subject.

4. Every resolution, excepting those recalling bills, will be found under "Resolutions."

5. Every bill relating to canals will be found under "Canals."

6. The bills relating to general laws under the proper heads, *i. e.*, "Banking Law," "Benevolent Orders Law," "Game Law," "Lien Law," "Revised Statutes," &c., &c., also under the head "General Laws."

7. All claim bills under "Claims."

8. Bills relating to cities of either class under "Cities of 1st Class," "Cities of 2d Class," &c., &c.

9. All Code amendments under the heads of "Code Civil," "Code Criminal," &c., &c.

10. All petitions under "Petitions," and reports under "Reports."

11. All points of order under "Points of Order."

12. All decisions and acts of Speakers under "Speaker."

13. Privileges of floor under "Privilege."

14. All matters not relating to bills under the proper head.

15. The numbers used in this index, *viz.*: "Int. No.," refers to Assembly bill and its introductory number, and when "Rec. No." is used, it refers to a Senate bill and its reception number.

INDEX.

A.	PAGE.
Abbott, Charles E., relative to examination for admission to practice medicine (Int. No. 1685).....	3374, 3813, 3818, 4137
Action, relative to persons whose rights have been im- paired by any municipality (Rec. No. 411).....	3205, 3358 3489, 3538
Adams, Charles E., appointed assistant clerk to committee on engrossed bills	62
Adirondack park, relative appropriation for purchase of land (Int. No. 982) ..	869, 1713, 1842, 1875, 2022, 2107, 4022, 4140
Adirondack park, relative appropriation for extension of Forest Preserve (Int. No. 1383)....	1870, 1510, 2693, 2767, 2891 3076, 3187, 4032
Adirondacks, relative to establish a state hospital for treat- ment of tuberculosis (Int. No. 168).....	91
Adirondack park, relative appropriation for acquisition of land (Int. No. 34)	66
Adirondack park, relative appropriation for acquisition of land (Rec. No. 64)	777, 1147, 1269
Agriculture, relative to promotion of, and appropriation of moneys collected and due from racing associations (Int. No. 1502)	2278
Agriculture, relative to promotion of, and appropriation of moneys collected and due from racing associations (Rec. No. 340)	2747

	PAGE.
Agricultural Law, to amend, relative distribution of moneys to agricultural societies (Int. No. 720)	419, 919, 1066, 1132 1167, 1393, 1452, 1655, 1742
Agricultural Law, to amend, relative distribution of moneys to agricultural societies (Rec. No. 174)	1582, 1737, 1842, 1919
Agricultural Experiment Station, relative to provide office and library facilities (Int. No. 736)	464
Agricultural Experiment Station, relative appropriation for office and library facilities (Rec. No. 186)	1584, 2546, 2782 2885, 3015, 3097, 3200
Agricultural Law, to amend, relative to sale and transporta- tion of calves (Rec. No. 431)	3257
Agricultural Law, to amend, relative to sale and trans- portation of calves (Int. No. 1549)	2506, 3224, 3277, 3325, 3491
Agricultural Law, to amend, relative to inspection of dairy products (Int. No. 1043)	1009
Agricultural Law, to amend, relative diseases of domestic animals (Int. No. 2)	52, 188, 216, 220, 223, 243, 2666, 2744
Agricultural Law, to amend, relative diseases of domestic animals (Rec. No. 25)	421
Agricultural Law, to amend, relative to small fruit pack- ages (Int. No. 406)	184, 300, 361, 368, 481, 515, 644, 755
Agricultural Law, to amend, relative prevention of disease in fruit trees (Int. No. 27)	65, 1441, 1617
Agricultural Law, to amend, relative to San José scale and transportation of nursery stock (Rec. 372)	3148, 3224, 3287
Agricultural Law, to amend, relative to San José scale and transportation of nursery (Int. No. 1560)	2508, 2884, 2908 3180, 3236

- Agricultural Law, to amend, relative to milk cans (Int. No. 507).....261, 1164, 1267, 1391, 1593, 1687, 2016, 2089, 3254
- Agricultural Law, to amend, relative to fats in milk (Int. No. 937)822, 1163, 1267, 1293, 1444, 1527, 3254
- Agricultural Law, to amend, relative to fraud in sale of Paris green (Rec. No. 404).....3207, 3359, 3488, 3533
- Agricultural Law, to amend, relative to prohibition of certain shows and exhibitions (Int. No. 562)..... 289
- Agricultural Law, to amend, relative to time of holding the State Fair (Rec. No. 115).....1084, 1442, 1618, 1650, 1936, 2033
2138, 2345
- Agriculture, relative to promotion of, and appropriation for the State Fair (Rec. No. 288).....2215, 2509, 2610, 2731, 3188
3273, 3324, 3380, 3462
- Agricultural Law, to amend, relative to fraud in sale of Paris green (Int. No. 1006)....959, 1163, 1266, 1390, 1593, 1687
- Agricultural Law, to amend, relative to penalties (Rec. No. 196).....1705, 2679, 2785, 2938, 3055, 3119, 3183
- Agricultural Law, to amend, relative to sale of poultry (Int. No. 1186)1327, 2884, 3023, 3122
- Agricultural Law, to amend, relative to vinegar (Int. No. 229)..118, 624, 728, 749, 835, 1001, 1130, 1183, 1330, 1444, 2500
- Agricultural Law, to amend relative to cider vinegar manufacturing (Int. No. 1254)..... 1486
- Albany city:
- government of, to provide for, relative to buildings in city (Int. No. 541)..267, 474, 576, 594, 748, 803, 1417, 1979
2214, 2336, 2562, 2610, 2894, 3472
- Albany Cemetery Association, to incorporate, relative to election of trustees (Int. No. 1449)..... 2054

Albany city—Continued:

PAGE.

city treasurer, relative to cancel and annul certain sales in the Eighteenth ward (Int. No. 945).....	823, 2550, 2606
city treasurer, relative to cancel and annul certain sales in the Eighteenth ward (Int. No. 944).....	822
city court, relative to jury list and regulating the prac- tice therein (Int. No. 1642)....	3007, 3315, 3378, 3445, 3799
Albany Hospital, relative to incorporate (Int. No. 1292).....	1455, 1545, 2070, 2179, 2387, 2501
House of Shelter, relative to commitments (Int. No. 124)	1143
	1510, 1566, 1674
aldermen, relative to provide for payment of salaries (Int. No. 1289).....	1545, 2002, 2140, 2177, 2224, 2309
board of public instruction, to create and establish free schools (Int. No. 1384)...	1870, 2905, 3021, 3160, 3324, 3356
	3486, 3490, 3514, 3801

Albany county:

Albany County Charity Foundation, to incorporate (Rec. No. 88).....	874, 1382, 1481, 1536
county jail, relative commitment of tramps, etc., and compensation of sheriff (Int. No. 1157)...	1288, 1643, 1971
	2010, 2181, 2260
county jail, relative commitment of tramps, etc., and compensation of sheriff (Rec. No. 281)....	2150, 2374, 2488
	2598, 2777, 2924, 3055, 3201
public business in, transaction of, to regulate (Rec. No. 35).....	527, 853, 948 983
Albany and Rensselaer Bridge Co., relative to incorporate (Int. No. 1681)	3373

Albion, relative to legalize the acts of Justus W. Wright, a justice of the peace (Int. No. 1169)....	1290, 2063, 2186, 2219 2386, 2471, 2741
Alimony after remarriage of plaintiff, relative to relieve defendants from payment (Int. No. 1233).....	1420
Allegany Indian Reservation, relative construction of bridge over Allegany river in the town of South Valley (Int. No. 630).....	364
American Jersey Cattle Club, relative to incorporate (Rec. No. 125).....	1143, 2069, 2186, 2266
Amherst, Erie county, relative appropriation for drain- age (Int. No. 544).....	268
Amsterdam, bridge over Erie Canal on Minaville street, rela- tive to construct (Int. No. 1501).....	2278
Amsterdam, relative to constructing buildings for fire de- partment (Int. No. 1207).....	1363, 2905, 3022, 3074, 3228, 3284
Amsterdam, to incorporate the city, relative to city officers (Rec. No. 321).....	2422, 2547, 2610, 2728
Amsterdam, charter of city, to amend, relative to city offi- cers (Int. No. 1208).....	1363
Amsterdam, charter of city, to amend, relative annexation of Rockton (Int. No. 1268).....	1488
Amsterdam, to incorporate city, relative to ward boundaries and annexation (Rec. No. 290).....	2215, 2359, 2487, 2576, 2648
Animals, repeal act relative treatment of (Rec. No. 483)....	3695 3914, 3993, 4132
Animals, relative to treatment (Int. No. 1682).....	3373
Appropriation bill (Int. No. 173)....	86, 670, 818, 857, 984, 1006 2953, 3134, 3381, 3914, 3940, 4140

Associations for lending money on personal property, to incorporate (Int. No. 1666).....	3209
Associations for lending money on personal property, to incorporate (Rec. No. 61)..	745, 1099, 1210, 1368, 1714, 1842, 1888
	1936, 2319, 2384, 2560, 2625, 2778, 3135, 3547
Assembly:	
adjournment to January 9, 1901.....	18, 51
adjournment without date.....	3205, 3311
appointment of a committee to prepare ballots for drawing of seats.....	17
appointment of a committee to wait upon the Governor	16, 18
appointment of a committee to wait upon the Senate..	16
	18, 597
Atkins, Fred A., elected second assistant doorkeeper..	15
Baxter, Archie E., elected Clerk.....	14
called to order by A. E. Baxter.....	7
clerk, appointments made by.....	61
clerk, election of.....	13
clerk be requested to invite clergymen to open sessions with prayer	17
clerk be requested to make usual contracts with postmaster and express companies for shipping documents, etc.....	17
clerk be requested to arrange seats for accommodation of the press.....	17
committee appointed to attend funeral of Senator Parsons	322
communication from Hon. John C. Davies, Attorney-General	2226

Assembly—Continued:	PAGE.
committee from Senate, ready to adjourn.....	4144
contest of seat, Isidor Cohn against Chas. S. Adler....	17
convening of	3
drawing of seats.....	48
election of a Regent of the University.....	598, 600
Hines, William H., elected first assistant doorkeeper..	15
hours of daily meeting.....	54
Johnston, Frank W., elected sergeant-at-arms.....	14
Lammert, Henry C., elected official stenographer.....	16
Lewis, Hon. M. E., on the death of Senator Parsons...	321
list of members.....	3
message from the Governor.....	18
Nixon, S. Frederick, elected Speaker.....	9
officers to remain thirty days after adjournment.....	4144
officers to attend opening of next session.....	4144
Pollack, Henry, elected principal doorkeeper.....	15
rules of 1900, adoption of.....	18
rules of, relative to amendments.....	3318
Rodenbeck, Hon. A. J., on the death of Senator Parsons.	320
Speaker, appointments made by.....	54, 62, 580
Speaker, election of.....	8
Speaker, opening address of.....	9
standing committees	55
Wu Ting-Fang, introduced by the Speaker.....	105
Regents of the University, nomination of.....	577
Superintendent of Public Instruction, election of..	598, 600
Atkins, Fred A., elected second assistant doorkeeper.....	15

	PAGE.
Attica, relative to legalize the official acts of the assessors, trustees and collectors (Int. No. 262)	122, 278, 300, 369, 408
Attica, relative to legalize the official acts of the assessors, trustees and collectors (Rec. No. 11)	294
Auburn, relative to borrow money and issue bonds for pav- ing East Genesee and Genesee streets (Rec. No. 369)	3147 3263, 3361, 3485, 3499
Auburn, to revise charter of city, relative action in city court (Int. No. 974)	827, 1091, 1207, 1263, 1393, 1461, 1867 2592
Auburn, to revise charter of city, relative police depart- ment (Int. No. 975)	827, 1091, 1207, 1255, 1392, 1462, 1867 2592, 2890, 2950, 3229, 3283, 3471
Auburn, charter of city, to revise, relative expenses of schools (Int. No. 510)	261, 395, 439, 596, 633, 818, 1418
Auburn, charter of city, to amend, relative streets and high- ways (Int. No. 830)	617
Auburn, charter of city, to amend, relative to streets and highways (Rec. No. 62)	746, 843, 948, 981, 1983
Auburn, relative to water supply (Rec. No. 114)	1084, 1373, 1481 1538
Auctioneers, to prohibit certain sales by (Int. No. 573)	291, 910
Ausable chasm, relative to appropriate for State park or reservation (Rec. No. 384)	3152, 3478, 3571, 3626
Ausable chasm, relative to appropriate for State park or reservation (Int. No. 1137)	1142

B.

Ball, Michael, appointed assistant doorkeeper	62
Banks, J. V., appointed assistant doorkeeper	62

Banks:

PAGE.

banking corporations, to amend law, relative to (Rec. No. 24)	390, 2074, 2185, 2263, 2498, 3861
banking corporations, relative to provide for the disposition of dormant accounts (Int. No. 257)	121
Banking Law, to amend, relative to building and mutual loan associations (Rec. No. 199)	1705, 2074, 2186, 2551 2677, 2892
Banking Law, amend, relative payment for expenses reason foreign corporations (Rec. No. 474)	3694, 3727 3873
Banking Law, to amend, relative examination of agencies of foreign banks (Int. No. 1189)	1327
Banking Law, to amend, relative to examination of agencies of foreign banks (Rec. No. 279) ...	2150, 2441, 2568 2656
Banking Law, to amend, relative to rate of interest (Int. No. 1060)	1035
Banking Law, to amend, relative to lost certificates (Int. No. 837)	618, 1164, 1268
Banking Law, to amend, relative to lost certificates (Int. No. 1611)	2810, 3162, 3243, 3267, 3490
Banking Law, to amend, relative to lost certificates (Rec. No. 108)	1083, 1734, 1843, 1922
Banking Law, to amend, relative to lost certificates (Rec. No. 430)	3257, 3359, 3489, 3535
Banking Law, to amend, relative to private bankers (Int. No. 575)	291, 624
Banking Law, to amend, relative to private bankers and unauthorized banking (Int. No. 678)	389, 1735

Banking Law, to amend, relative to securities in which deposits in savings banks may be invested (Int. No. 1506) . . .	2279
Banking Law, to amend, relative loaning available fund of savings bank for current expenses (Rec. No. 98) . . .	1008, 2677 2784, 3016
Banking Law, to amend, relative to powers and privileges of trust companies (Rec. No. 451)	3483, 3562, 3570, 3607
Banking Law, to amend, relative reserve fund of trust companies (Int. No. 278)	137
Savings banks, trust companies, etc., relative to unclaimed deposits (Int. No. 869)	656
Barbers, occupation of, to regulate and inspection of shops (Int. No. 443)	198, 1547, 1832, 1880, 2081, 2194
Barrow, Clarence A., appointed deputy clerk	62, 1703
Baxter, Archie E., elected clerk	14
Baxter, L. W., appointed stenographer	63
Baldwinsville, relative construction of bridge over side cut canal at Oswego street (Int. No. 733)	464
Bedford, relative appropriation for State Reformatory for Women (Int. No. 476)	231
Bedford, relative appropriation for maintenance of State Reformatory for Women (Int. No. 399)	171, 421, 575, 592 626, 732, 1137
Beer, ale or porter, relative to prevent fraud in sale of (Int. No. 570)	290
Beer, ale or porter, relative to prevent deception in manufacture and sale (Int. No. 1281)	1509, 1619, 1646, 1831, 1914 2226, 3809, 3891, 3896
Bensel, Harry H., appointed page	62

Betts, Charles H., appointed deputy clerk to committee on engrossed bills	62
Bicycles, relative to transportation by steamboats (Int. No. 350)	164, 2806
Binghamton, to revise charter of city, relative to school buildings (Rec. No. 412).....	3208, 3478, 3571, 3628
Binghamton, to revise charter of city, relative to school buildings (Int. No. 1597).....	2755, 3160, 3225, 3326
Binghamton, relative to borrow money to meet temporary deficiencies (Int. No. 44).....	68, 112, 162, 319
Binghamton, relative collection and disposal of garbage (Int. No. 243).....	119, 176, 193, 216, 220, 240, 1138, 1542
Binghamton, to revise charter of city, relative to hackmen, etc. (Int. No. 411)....	185, 988, 1067, 1121, 1168, 1278, 1703, 2212
Binghamton, relative appropriation for State hospital sewer (Int. No. 564).....	289, 1423, 1617, 1645, 1831, 1910, 2414 2509, 2775, 2914
Binghamton, relative appropriation for State hospital sewer (Rec. No. 463)	3556, 3699, 3718
Black river water power, relative to appropriation (Rec. No. 390)	3153, 3330, 3477, 3566, 3580, 3813, 3831, 3872
Booth, David S., appointed mail and document carrier....	62
Bowers, Frank K., appointed superintendent of wrapping department	62
Brennan, Edward C., relative examination for admission to the bar (Int. No. 1264).....	1487, 2353, 2605, 2680, 2776, 2935 3179, 3237
Brighton, relative to construction of a steel bridge over the Erie canal (Int. No. 1649)	3070

Brockport, relative construction of a sewerage system for the State Normal school (Int. No. 1370) . . .	1795, 2811, 2941, 3797
Bronk, John, appointed page	62
Browne, John W., relative to examination, by State Board of Law Examiners (Int. No. 1395)	1873, 2352, 1486, 2556 2602, 2719, 3550
Brownville, relative to town board of health (Int. No. 1505) . . .	2279
"	2764, 3010, 3178, 3236, 3797
Brownville, to amend charter, relative to election of a police justice (Int. No. 1223)	1365, 1821, 1875, 2017, 2090
Burial grounds, relative to lay out and improve (Int. No. 368)	167, 425, 483, 644, 911, 1065, 1121, 1266, 1318, 3065
Butler, William H., appointed janitor	62
Buffalo:	
Albany street, parts of, relative to releasing to owners of adjoining lands (Rec. No. 429)	3257, 3361, 3488, 3526
Albany street, parts of, relative to releasing to owners of adjoining lands (Int. No. 1595)	2755, 3261, 3326, 3491
Bailey avenue, relative to legalize proceedings for pav- ing (Int. No. 371)	167, 588, 647, 663, 747, 813, 1358, 1864
Black Rock harbor, relative construction of a swing bridge at Ferry street (Rec. No. 391)	3153, 3213, 3281 3477, 3570, 3604
bridge over Clark and Skinner canal, at Ohio street, relative construction (Int. No. 177)	92, 3690, 3812, 3821 4137
Buffalo harbor, relative appropriation for removal of vegetable matter (Int. No. 1149)	1215
Buffalo Merchants' Exchange, relative to incorporate (Rec. No. 379)	3150, 3215, 3281, 3361, 3487, 3523

Buffalo—Continued:

PAGE.

Charter of city, to revise, relative to conveyance of land (Int. No. 921).....	775, 1091, 1205, 1253, 1296, 1347 1703, 2212
charter of city, to revise, relative to department of fire (Int. No. 800)....	525, 1088, 1200, 1255, 1393, 1456, 1568
charter of city, to amend, relative to department of public works (Int. No. 77).....	76, 201, 272, 315, 344, 401 596, 634
charter of city, to revise, relative to department of public works (Rec. No. 29)....	526, 719, 754, 789, 2043, 2046
charter of city, to revise, relative to office of mayor (Int. No. 1305).....	1630, 2905, 3021, 3076, 3268
charter of city, to revise, relative to payment of pen- sions to matrons of police force (Int. No. 1499).....	2278 2759, 3075, 3122, 3182, 3551
charter of city, to revise, relative to Police Pension Law (Int. No. 1097).....	1079, 1375, 1615, 1650, 1936, 2027 2502, 3204, 3671
charter of city, to revise, relative to police justice (Int. No. 1398).....	1873, 2157, 2237, 2287, 2562, 2622, 3662, 3800
charter of city, to revise, relative to public streets (Int. No. 1132)	1141, 2371
charter of city, to revise, relative to duties of school boards (Int. No. 833).....	617, 841, 943, 1004, 1264, 1308
charter of city, to revise, relative to duties of the school board (Rec. No. 107)	1083, 1223, 1301
certain property of city, relative to exempt from taxa- tion (Int. No. 674)....	388, 916, 968, 1031, 1722, 1875, 2081 2191, 3197, 3471

Buffalo—Continued:

PAGE.

charter of city, to revise, relative to taxes and tax sales (Rec. No. 144)	1324
charter of city, to revise, relative to taxes and tax sales (Int. No. 920) ...	775, 1091, 1205, 1255, 1297, 1349, 2501, 3204
Common Council, relative to audit claim of bridge tenders (Int. No. 1191)	1327, 1493, 1620, 1889, 1931, 2081
	2199
Douglass, Anthony C., claim of, relative to services rendered (Int. No. 405)	184
Douglass, Anthony C., claim of, relative to services rendered (Rec. No. 31)	526, 1374, 1480, 1562, 1674
	3188, 4011
gas, relative to regulate the price and deposit of security with gas companies (Int. No. 826)	616, 1587
Hamburg canal, relative to devote a portion of, for park purposes (Int. No. 1224)	1365, 1634, 1768, 1822
	1886, 1949
liquors, allowing sale of, on Sundays during Pan-American Exposition (Int. 188)	98
officers and employees in the civil service, relative to pay just debts and obligations (Int. No. 1325) ...	1706, 2002
	2140, 2178, 2225, 2310
Ohio basin slip, relative to abandonment (Int. No. 1294) ...	1545, 2811, 2941, 3017, 3074, 3269, 3323, 3350, 3868
Pan-American Exposition Co., relative to issue mortgage bonds (Int. No. 1414)	1929, 2155, 2237, 2281, 2451
	2573, 2593
Pan-American Exposition Co., relative to issue mortgage bonds (Rec. No. 333)	2593

Buffalo—Continued:

PAGE.

Pan-American Exposition, relative to provide for proper police protection (Rec. No. 48) . . .	744, 990, 1020, 1059
Pan-American Exposition, relative to providing for proper police protection (Int. No. 613)	326, 839, 943
	1004, 1015, 1053
police commissioners, relative to rehear and determine charges against Daniel Wilson (Int. No. 1402)	1927
	2360, 2481, 2556, 2602, 2706
police commissioners, relative to terminate the terms of office and abolish certain offices (Int. No. 84) . . .	77, 271
	393, 456, 601
railroad crossings, to regulate and change grades (Int. No. 79)	76, 297
railroad crossings, to regulate and change grades (Rec. No. 16)	327, 425, 484, 519
Scajaquada creek, to provide for dredging (Rec. No. 502)	3876, 4034, 4037
State property in, assessments for local improvements, relative appropriation (Int. No. 470)	230
steam railroad crossings at grade, relative to compensate property owners for damages received by closing streets (Int. No. 1596)	2755
St. Paul's church, relative to endowment fund (Rec. No. 52)	744, 854, 948, 982
telephone rates in, relative to regulate (Int. No. 913) . .	774

C.

Call of the House, moved by:

Mr. Allds.	106, 371, 2036, 2109, 2461, 2677, 2875, 3102, 3370
	3440, 3457, 3513, 3558, 3708

Call of the House, moved by—Continued:	PAGE.
Mr. Apgar	3465
Mr. Babcock	3615
Mr. Kelsey	1399, 1412, 2316
Campbell, A. H., appointed assistant doorkeeper.....	62
Canals:	
appropriation for improvement and enlargement of the	
Erie, Champlain and Oswego canals (Int. No. 1616)..	2811
	3059, 3219
canal bridge, Mechanicville (Rec. No. 504).....	4034, 4036
canals, to amend general laws, relative to (Int. No.	
665)	387
Canal Law, to amend, relative to chief clerk of the	
canal board bureau, comptroller's office (Rec. No. 213).	1792
	2759, 2887, 3052
canal board, relative to claims arising on canceled or	
forfeited contracts (Int. No. 1363).....	1795
extraordinary repairs on, to provide for (Int. No. 500).	253
	423, 483, 500, 596, 640, 3196, 3253
Erie, Champlain and Oswego canals, relative to reap-	
propriate the unexpended balance of the appropria-	
tion for improvement (Int. No. 398)....	171, 424, 575, 593
	626, 733, 1360
vertical wall on Erie canal, west side of bridge No. 131,	
relative to construct (Int. No. 320).....	156, 2811
	3123, 3172
	3269, 3323, 3351, 3870
Canastota, relative appropriation for stone arch over mouth	
of the State sewer (Int. No. 1453).....	2055, 3212, 3266, 3277
	3327, 3476, 3567, 3599, 3871

Canned or packed food stuffs, relative to stamping (Int. No. 274)	130
Catskill, relative appropriation for improvement of State armory (Int. No. 1028).....	962
Catskill, relative board of education to maintain public library (Rec. No. 358).....	2751, 3469
Catskill, relative board of education to maintain public library (Int. No. 1485)...	2218, 3073, 3173, 3268, 3324, 3378, 3447
Catskill public library, relative to power to hold and dispose of real and personal property (Rec. No. 359).....	2751, 3128
Catskill public library, relative to power to hold and dispose of real and personal property (Int. No. 1483)...	2217, 2758
	2885, 2891, 3013, 3082
Cattaraugus Indian Reservation, relative construction of a bridge over Cattaraugus creek (Int. No. 629)...	364, 2062, 2326
	2383, 2562, 2638, 3548
Cattaraugus county, relative to make the office of county clerk salaried (Rec. No. 1).....	127
Cattaraugus county relative to make the office of county clerk salaried (Int. No. 43).....	68, 115, 125, 134, 150
Cayuga and Seneca counties, to protect a crossing between, at Cayuga (Int. No. 655)...	385, 919, 966, 1015, 1131, 1194, 2211
Cayuga and Seneca canals, relative bulkhead or dam at head of Factory race (Int. No. 1333).....	1707
Cayuga and Seneca canals, relative guardlocks for regulating waters of Seneca lake (Int. No. 1332).....	1707
Cayuga county, relative collection of taxes (Rec. No. 357)..	2751
	3360, 3488, 3529

Charleston, S. C., Interstate and West Indian Exposition, relative appropriation for representation of the State of New York (Rec. No. 273)	2149, 3214, 3312, 3357, 3490, 3576 3872
Chase, Floyd D., appointed Deputy Clerk	62
Chautauqua county, relative appropriation for draining Conewango creek (Int. No. 1090)	1078, 2815, 3314, 3377, 3438 4137
Chautauqua county, relative to appropriation for drainage of Conewango creek (Int. No. 1548)	2506, 3476, 3567 3581, 4137
Chautauqua lake, relative to running and inspection of steamboats (Int. No. 1613)	2810, 3071, 3173, 3381, 3475, 3567 3602, 4137
Chautauqua county, boards of supervisors to make sheriff a salaried office (Int. No. 388)	170, 851, 1065, 1115, 1810, 1884 2182, 2242, 2742
Chazy river, relative appropriation for rebuilding dam across (Int. No. 1439)	1994
Chemung county, relative appropriation for improving chan- nel of Newton creek (Int. No. 927)	776, 3483, 3569, 3587
Chili, Monroe county, relative to enlarge culvert where Gen- esee Valley canal crosses Black creek (Int. No. 599)	325
Chili, Monroe county, relative to release certain real estate in town of, to James Roder (Int. No. 1070)	1037
Cigarettes, sale and manufacture of, to prevent (Int. No. 861)	655
Cities of the first class: assessments for public improvements, relative to equal- ize (Int. No. 1100)	1079

Cities of the first class—Continued:

PAGE.

corporations supplying gas in, relative to regulate and define their powers (Int. No. 279).....	138
firemen in, relative to regulate the hours of duty (Int. No. 532)	266
gas companies in, relative to protect their meters (Int. No. 1216).....	1364
owners of property in, for relief of, relative to changing street grades (Int. No. 622)....	363, 1087, 1200, 1385, 1519 1598
public parks and playgrounds for children in, relative to regulate and maintain (Int. No. 1155).....	1288
subway companies, relative to automatic safety valves on manholes (Int. No. 1248).....	1422
telephone rates in, to regulate (Int. No. 816).....	582
tenement-houses in, relative to (Int. No. 1435)....	1994, 2364 2689, 2767, 2910, 3044
tenement-houses in, relative to (Rec. No. 364).....	2752
tenement-houses in, relative construction of buildings (Int. No. 1671).....	3258, 3328, 4035, 4050, 4138

Cities of the first, second and third class:

firemen's pension fund in, to provide for (Int. No. 1267).	1488
--	------

Cities of second class:

government of, relative to salary of aldermen (Int. No. 1019).....	961, 2760, 2889, 2948, 4120, 4135
government of, relative to alteration of names or grades of streets (Int. No. 1492).....	2277, 2548, 2606, 2680, 2777 2931, 4138
government of, relative to board of contract and supply (Int. No. 839)	618, 1370, 2760, 2886, 2907, 3013, 3102

Cities of second class—Continued:	PAGE.
government of, relative to city sealer (Int. No. 840)...	618
1224, 1299, 1391, 1593, 1688, 3798	
government of, relative to municipal lighting plants	
(Int. No. 1174)	1290
government of, relative to ordinances and franchises	
(Int. No. 963))	825
government of, relative to park commissioners (Int. No.	
361)	166, 839, 943, 1001, 1016, 1054, 3741, 3870
government of, relative to appointment of police jus-	
tice's clerk (Int. No. 933) ..	778, 1089, 1206, 1254, 1296, 1343
	4024, 4140
Cities of second and third class:	
annual reports of, relative to financial condition (Rec.	
No. 154)	1361
Cities, relative to employment of citizens for paving and	
reflagging streets (Int. No. 731).....	464
Cities and villages, relative to municipal control of public	
utilities (Int. No. 1397).....	1873
Citizens, relative to legalize rights, powers and duties	
vested in (Int. No. 1307).....	1631
Citizens of the State, relative to rights of (Int. No. 1236)....	1421
Civil Service Law, relative to amend (Int. No. 940)....	822, 1367
1473, 1513, 1655, 1748, 2023, 2091, 2742, 3787, 4030	
Civil Service Law, to amend (Int. No. 385).....	169, 847
Civil Service Law, to amend, relative to civil divisions (Int.	
No. 1170)	1290
Civil Service Commission, relative to appointment of physi-	
cians (Int. No. 1448).....	2054

Civil service, to amend the general laws, relative to (Int. No. 178)	92, 297, 392
Civil service, officers and employes, relative to retirement on half pay (Int. No. 990).....	870, 1367
Civil Service Law, to amend, relative to preferences allowed soldiers, sailors and marines (Int. No. 928).....	776
Civil Service Law, to amend, relative to veterans (Int. No. 747)	522
Civil Service Law, to amend, relative to veterans (Int. No. 1553)	2507
Claims of:	
Benedict, Maria A. (Int. No. 1038)....	963, 1119, 1201, 1253
1296, 1332, 2662, 2744, 3248, 3249, 3790	
Bouton, Elmer, and several others (Int. No. 1303) ..	1630, 2376
2485, 2555, 2603, 2714	
Brandow Printing Company (Int. No. 1389) ..	1871, 2370, 1389
2556, 2602, 2716, 3870	
city of Buffalo (Rec. No. 278).....	2150, 2377, 2487, 2574
Burgard, Henry P. (Int. No. 1445).....	2054
Cronk, Philander and Jerome. and several others (Int. No. 1629)	3004
Delehanty, James E. (Int. No. 1033).....	963
Deltry, Susan J., Eugene M. Draper and Julia Bergersrud (Rec. No. 162).....	1485, 1737, 1843, 1920
Deltry, Susan J., Eugene M. Draper and Julia Bergersrud (Int. No. 478).....	250, 856, 940, 997, 1130, 1183
Dinehart, William (Int. No. 318)....	155, 279, 380, 403, 531
606, 1360, 1925	

Claims of—Continued:

PAGE.

Farmer, Joseph C. (Int. No. 133).....	85, 433, 574, 592, 626 730, 1623, 2213, 3134
Finnigan, John (Rec. No. 126).....	1144
Galvin, Peter G. (Rec. No. 109).....	1083, 2377, 2489, 2579
Gifford, Cordelia C. (Rec. No. 171)....	1486, 2376, 2490, 2583 3129
Gifford, Cordelia C. (Int. No. 813).....	581
Hamill, James (Int. No. 924).....	775, 1119, 1207, 1253, 1296 1342, 1702, 2271
Hess, James M. (Rec. No. 459).....	3563
Hess, S. F., and Co. (Int. No. 354)....	165, 591, 645, 663, 748 806, 1623, 2213, 4003
Kinneally, Mary (Int. No. 248)....	120, 1119, 1351, 1386, 1518 1610, 3255
Leith, Sarah E. (Int. No. 14).....	63, 132, 147, 158, 182, 191, 737 868
Levy, Benjamin C. (Int. No. 780).....	523, 1164, 1266, 1292 1392, 1468, 3686
Lynch, Michael (Int. No. 822).....	583, 1119, 1203
Mathews, Wilbur K. (Int. No. 1542)....	2421, 2766, 2888, 2907 3012, 3099, 3550
McGough, John P. (Rec. No. 99).....	1008
Moore, John (Int. No. 1156)....	1288, 2375, 2486, 2555, 2602 2715, 3685
Murtaugh, William (Int. No. 534).....	266, 2376, 2485, 2557 2601, 2713
Owners of real estate on Park avenue, New York city (Int. No. 484).....	251, 855, 940, 1000, 1015, 1042, 3797

Claims of—Continued:

PAGE.

O'Brien, James J. (Int. No. 1045).....	1009
O'Keefe, Michael (Int. No. 120)....	82, 180, 279, 314, 333, 405 445, 954, 1146
Oswego Falls, arising from rebuilding dam at (Int. No. 1004)....	873, 1164, 1266, 1292, 1393, 1467, 2410, 2499, 3146 3687, 3791, 3867
Rochester, city of, and others (Int. No. 1016) .	960, 2765, 3121 3176, 3327, 3566, 3592
Wood creek, arising from use of, city of Rome (Int. No. 858).....	654, 2766, 2887, 2908, 3013, 3100
Schaub, Barbara Eyer (Int. No. 152) .	88, 856, 921, 927, 940 979, 2409, 3059, 3060, 3791, 3867
Sink, Isaac L. (Int. No. 1420).....	1930
Strohm, Michael (Int. No. 1528).....	2419
Suiter, George (Rec. No. 90).....	875, 2377, 2490, 2584, 3061
Thomas, Charles D., as administrator (Rec. No. 486)	3696, 3874, 3913, 3934
Thomas, Charles D. (Int. No. 1324).....	1706
Thompson, Mary C. (Int. No. 1546).....	2506
Tompkins, Thomas W. (Int. No. 892).....	739
Towns, villages and cities against railroads (Int. No. 809).....	581, 1099, 1203, 1254, 1295, 1470, 2346, 3003, 3681 3700, 3890, 3895, 4030
Wallace, Margaret J. (Int. No. 1637).....	3006
Westchester county (Int. No. 1579).....	2674
Westchester county (Rec. No. 397).....	3155
Clarke, E. M., appointed messenger.....	62

Clifton Springs Sanitarium Company, relative to applica- tion of insurance moneys to redemption of bonds (Int. No. 1168).....	1290, 1435, 1521, 1553, 1656, 1755, 1979
Clinton county, relative to legalize official acts of Wm. L. Riley as justice of the peace of town of Chazy (Int. No. 1558).....	2508, 3158, 3225, 3314, 3326, 3379, 3456, 3798
Clute, William, appointed page.....	62
Cobleskill, relative sale of bonds by board of education of union school district No. 1 (Int. No. 1311)...	1586, 2078, 2178 2226, 2293
Cobleskill, union free school district No. 1, relative sale of bonds (Rec. No. 259).....	1992, 2293
Code of Civil Procedure, to amend, relative to:	
section 56, admission of attorneys (Int. No. 714).....	419
section 58, period of clerkship of applicants for admis- sion to the bar (Int. No. 1228).....	1419
section 66, liens of attorneys (Int. No. 551).....	288
section 66, attorneys' liens (Int. No. 1284)...	1490, 3217, 3278 3325, 3491
section 91, appointment and fixing salaries for criers of city court, Erie county (Int. No. 987)...	870, 2066, 2184, 2220 2385, 2467, 3254
sections 150 and 582, deposit of money in lieu of bail (Rec. No. 388).....	3153, 3558, 3698, 3726
section 191, appeals in actions upon a bond or under- taking (Int. No. 765).....	498, 1163, 1268, 1293, 1444, 1530
sections 244, 245, 246, 247, 248, 249 and 250, court re- porters (Int. No. 888)	659

Code of Civil Procedure, to amend, relative to—Continued:	PAGE.
section 269, judgments of the Court of Claims (Int. 1217)	1365, 1716, 1835, 1880, 2081, 2195, 3550
section 281, jurisdiction of the Court of Claims (Int. No. 652)	385, 1163, 1268, 1292, 1444, 1530, 2501
section 322, city court of city of New York (Int. No. 275) ..	130, 275, 426, 1228, 1433, 1522, 1554, 1739, 1896, 4031
section 3221a, reinforcement of certain judgments in favor of workingmen (Int. No. 244).....	119, 1109, 1432 1616, 1931, 1936, 2034, 3135
section 383, statute of limitations as to certain actions (Int. No. 749).....	466, 2428
section 396, limitations of actions (Int. No. 506).....	260
section 447, party defendants (Int. No. 60) ..	71, 332, 453 779 964, 1015, 1131, 1195, 3796
section 452, bringing in additional parties (Int. No. 1536)	2420, 2902, 3023, 3074, 3228, 3286, 3871
section 469, appointment of a guardian for infant plaintiff (Int. No. 956).....	824
section 469, allow infant plaintiffs to sue without rendering their guardian liable for costs (Int. No. 348) .	164
section 522, denial of allegations of copartnership (Int. No. 675) ..	388, 1431, 1616, 1645, 1832, 1908, 2045, 2145, 3548
section 603, injunctions (Int. No. 1022) ..	961, 1432, 1616, 1645 1832, 1909, 2082
section 658, attachment (Int. No. 579).....	291, 1715, 1973 2024, 2079, 2386, 2464, 3254
section 714, notice of application before judgment, when necessary (Int. No. 1651).....	3070

Code of Civil Procedure, to amend, relative to—Continued:	PAGE.
section 716a, appointment of receivers (Rec. No. 118) . .	1143
	3216, 3283
sections 744, 746, 747, 748, 751, 752 and 753, court and trust fund, appointment of chief examiner (Int. No. 1240)	1421
section 755, abatement of actions (Int. No. 1044) . . .	1009
	1431, 1616, 1645, 1832, 1908, 2067, 2207, 2241
section 791, action against corporations (Int. No. 144) . .	87
section 791, preferences among civil actions (Int. No. 1180)	1326, 2431, 2566, 2599, 2776, 2927
sections 812, 2600 and 2601, bonds and undertakings (Int. No. 701)	417, 1491, 1717, 1837, 1880, 2081, 2198
	2386, 2456, 3548
section 829, testimony of an interested party (Int. No. 707)	417
sections 834 and 836, competency of a witness (Int. No. 885)	659, 914, 1067, 1121, 1168, 1276, 1305, 1483
section 872, depositions (Int. No. 636)	365, 2428, 3216
	3278, 3322, 3325, 3344, 4137
section 885, deposition to be used on motion (Rec. No. 382)	3151, 3573, 3617
section 948, judgments rendered by justices of peace in other States (Rec. No. 473)	3694
section 999, motion for a new trial (Int. No. 687)	414
section 1012, references in actions for divorce (Int. No. 70)	74, 427, 576, 592, 626, 734, 757, 1005, 1025
	1134, 1137, 1397, 1430, 2066, 2178, 2225, 2290
section 1058, number of jurors drawn (Int. No. 616) . . .	327
	1112, 1351, 1387, 1593, 1691, 1866

Code of Civil Procedure, to amend, relative to—Continued:	PAGE.
section 1058, Supreme Court, Albany county (Rec. No. 165)	1485
sections 1097, 1099, 1100, 1101 and 1132, trial jurors in counties of New York and Kings (Rec. No. 370).....	3148
	3362, 3488, 3525
section 1127, exemption from jury duty of licensed engineers (Int. No. 239).....	119, 1111, 1351, 1389, 1593
	1689, 2346
section 1151, compensation to judges (Int. No. 149)....	87
section 1151, compensation of judges (Rec. No. 214)....	1792
	2429, 2569, 2605, 2732
section 1180, grounds for challenge (Int. No. 620)...	363, 781
	914, 1067, 1121, 1169, 1305
section 1180, grounds for challenge (Rec. No. 111)....	1083
	1433, 1977, 2011, 2182, 2259, 2502
section 1185, trial issues (Int. No. 1514).....	2348
section 1189, challenges of jurors (Int. No. 642).....	366
sections 1215 and 1216, rendering of judgments (Rec. No. 337).....	2746, 3557, 3699, 3719
section 1391, exemption from execution (Int. No. 323)...	156
	332, 453, 480, 596, 635, 1417
sections 1688a, 1688b, 1688c, receiving in evidence in actions or proceedings involving a title to real property (Int. No. 217).....	103, 783, 861, 921, 1005, 1030, 2501
section 1756, actions for a divorce (Rec. No. 84)....	874, 2900
	3025, 3118, 3184
section 1782, actions against directors, trustees and managers of corporations for misconduct (Int. No. 1056)	1011, 1490

Code of Civil Procedure, to amend, relative to—Continued:		PAGE.
section 1785, actions to procure judgment dissolving a corporation (Int. No. 1610).....	2809, 3217, 3278, 3316 3325, 3379, 3449	
section 1879, judgment creditors' actions (Int. No. 1625)	2899, 3217, 3266, 3327	
section 1903, actions for causing death of a decedent (Int. No. 761).....	498, 1715, 1973, 2009, 2182, 2251	
section 2411, change of name of town or county co-operative insurance corporation (Rec. No. 344)....	2748 2901, 3024, 3111	
section 2411, change of name of a town or county co-operative insurance corporation (Int. No. 1334)...	1707	
section 2528, appearance in any proceeding in the surrogate's court (Rec. No. 67).....	828, 1109, 1209, 1281	
section 2535, publication of citations and orders in surrogates' courts (Int. No. 57)...	71, 426, 576, 594, 749, 805 1016, 1039, 2047, 2495	
section 2562, additional allowance in settling accounts in surrogate's court (Rec. No. 49)...	744, 1109, 1209, 1280	
section 2588, award of jury trial upon reversal in probate cases (Int. No. 1204).....	1363	
section 2606, accounting by executor, et cetera, of deceased executor in surrogate's court (Rec. No. 238)...	1988 2902, 3023, 3107	
section 2624, validity and construction of testamentary provisions (Rec. No. 386).....	3152, 3912, 3916	
section 2632, record of certain wills (Int. No. 1419)...	1930 2902, 3022, 3266, 3328	

Code of Civil Procedure, to amend, relative to—Continued:	PAGE.
section 2632, record of certain wills (Rec. No. 403)...	3207
	3489, 3541
section 2643, letters of administration with will	
annexed (Rec. No. 20)...	390, 913, 1063, 1121, 1168, 1274
	1419, 1628, 1696
section 2643, letters of administration with will	
annexed (Int. No. 131).....	85, 245, 312, 334, 481, 513
sections 2647, 2649, 2651, 2652, 2653a, 2626 and 2627,	
revocation of probate (Int. No. 78).....	76, 1628
sections 2588, 2647, 2649, 2651, 2652, 2653a, 2626 and	
2627, revocation probate, etc. (Rec. No. 464)...	3564, 3913
section 2670, appointment of a temporary administrator	
in the surrogate's court (Rec. No. 6)...	293, 428, 485, 517
section 2675, powers of a temporary administrator	
(Rec. No. 14).....	327, 428, 485, 518
section 2706, liability of persons unauthorized to act as	
executors (Int. No. 261)....	122, 779, 1132, 1162, 1252, 1297
	1331, 2501
section 2711, appointment of appraisers and appraisal	
(Rec. No. 166)....	1485, 1715, 1843, 1923, 1970, 2038, 2046
section 2711, appointment of appraisers and appraisal	
(Int. No. 1160).....	1289
section 2727, order to account and proceedings therein	
in surrogate's court (Rec. No. 236)...	1988, 2902, 3024, 3108
section 2728, petition by an executor for settlement of	
his accounts (Int. No. 743).....	465
section 2728, executor's accounting proceeding in the	
surrogate's court (Rec. No. 237)....	1988, 2901, 3024, 3109

Code of Civil Procedure, to amend, relative to—Continued:		PAGE.
section 2730, commissions of executors and administrators (Int. No. 1404).....		1928
section 2731, statute of limitations against claims of executors (Int. No. 762)....	498, 2066, 2184, 2220, 2388, 2469	
section 2732, succession to personal property (Int. No. 1187)		1327
section 2732, distribution of personal property of an intestate (Int. No. 483)....	251, 781, 1109, 1207, 1297, 1385 1519, 1602, 3254	
section 2802, annual accounts by trustees (Int. No. 959)		824
	2902, 3021, 3075, 3268	
section 2815, trustees giving adequate security for the performance of their trust (Int. No. 1046).....		1009
section 2869, jurisdiction of justice's court (Int. No. 1498)	2278, 3217, 3279, 3892, 3905	
section 3074, costs in justice's court (Int. No. 589)....		323
section 3251, taxation of costs (Int. No. 1129)....	1141, 1717 1836, 1881, 2182, 2247, 3798	
section 3208, service of summons and complaint, and proof of service (Int. No. 349)....	164, 2423, 2691, 2767, 2910 3034, 3872	
section 3221, enforcement of judgments in favor of journeymen laborers (Int. No. 407).....		184
section 3222a, commencement of certain actions by wage-earners in municipal court of city of New York (Int. No. 834).....		617, 2067
section 3326, jurors' fees in justice's court (Int. No. 312)		154
	1112, 1351, 1389, 1593, 1690	
section 3256, taxation of costs (Int. No. 1130)....	1141, 1717, 1836	

Code of Civil Procedure, to amend, relative to—Continued: PAGE.

section 3268, security for costs (Int. No. 957).....	824
section 3391, proceedings for the sale of corporate real property (Int. No. 276) . . 130, 245, 312, 334, 481, 512,	820
1172, 1211, 1213	

Code, criminal, to amend, relative to:

section 11a, appointment of probationary officers, and defining their duties (Int. No. 1078) . . 1038, 1796, 2067, 2179 2385, 2413, 2775, 2912	
section 11a, appointment of probationary officers, and defining their duties (Rec. No. 375).....	3148
section 56, jurisdiction of courts of special sessions (Rec. No. 423)	3256, 3468, 3867
section 56, jurisdiction of courts of special sessions (Int. No. 1405) 1928, 2900, 3124, 3172, 3269, 3323, 3378, 3444	
section 141, limitation of time for the commencement of a prosecution for kidnapping (Int. No. 271).....	130
section 308, court assigning counsel (Int. No. 448)....	199
section 335b, clairvoyance, palmistry or fortune telling (Rec. No. 368).....	2897
section 382, challenges of jurors (Int. No. 643).....	366
section 395, confession of defendant (Int. No. 905).....	741
sections 527, 528 and 529, certificates of reasonable doubt (Int. No. 785) . . 523, 1162, 1434, 1522, 1555, 1738, 1895	
section 661, criminal insane confined in an asylum (Int. No. 1430)	1993, 2431, 2566, 2599, 2776, 2926, 3030
section 661, criminal insane confined in an asylum (Rec. No. 316)	2350, 3216, 3283, 3480, 3572, 3598
section 892, commitment of vagrants (Int. No. 52) . . 69, 782 964, 1015, 1130, 1193, 1593, 1686, 3551	

Code, criminal, to amend, relative to—Continued.	PAGE.
section 905, prosecution of an undertaking given by an Indian (Int. No. 651)	385, 782, 861, 922, 1132, 1182, 2048
section 1127, exemption of trial jurors in the county of Kings (Int. No. 715)	419
Code, penal, to amend, relative to:	
section 41, misdemeanors at or in connection with enrollment in political parties (Int. No. 1684)	3374, 3812 3817, 4000
section 41, crimes against the elective franchise (Rec. No. 164)	1485, 2429, 2691, 2768, 3014, 3091, 3200
section 41w, failure to file candidates' statement of elec- tion expenses (Int. No. 452)	199, 427, 575, 592, 627, 756
section 41x, crimes against the elective franchise (Int. No. 1275)	1489
section 119, appointment of special deputy sheriffs (Int. No. 19)	64
sections 168, 170 and 675, defining conspiracies and acts not expressly forbidden (Int. No. 1399)	1873
sections 186 and 187, punishment for murder (Int. No. 434)	197, 781, 1431, 1527, 1562, 1592, 1831, 1904, 2024, 2180 2226, 2292, 3377
section 211, punishment of the crime of kidnapping (Rec. No. 116)	1084, 2066, 2186, 2268, 2319, 2389
section 211, punishment of kidnapping (Int. No. 11)	53, 1110
section 265, public sports (Int. No. 554)	288
section 267, sale of property, etc., on Sunday (Int. No. 421)	186, 1716, 1972, 2009, 2182, 2257, 2388, 2799, 3194
section 267, Sunday sale uncooked flesh food (Int. No. 1699)	3873, 3875, 3913, 3923, 4138

Code, penal, to amend, relative to—Continued:	PAGE.
section 277, theatrical performances (Int. No. 1356)....	1764
section 298, bigamy (Int. No. 125).....	83
section 322a, support of male person by prostitute, or keeper of disorderly house (Int. No. 781).....	523, 2065
section 335b, clairvoyance, palmistry or fortune telling (Int. No. 1051).....	1010
section 344, prevention of policy playing (Int. No. 414). 915, 969, 1018, 1073, 1265, 1314, 1395,	185 2048
section 344, manufacture and sale of gambling para- phernalia (Int. No. 1365).....	1795
section 351, penalties (Int. No. 1519).....	2349, 2900, 3124
section 351, pool selling, betting, etc. (Rec. No. 472)... 3815, 3845, 4001	3694 4001
section 352a, gaming (Int. No. 198)....	99, 1431, 1970, 2234, 2449 2563, 2620, 3249
section 355, pledge of tools and implements of mechanics (Int. No. 234).....	118
section 384l, violations of provisions of labor law (Int. No. 991).....	871
section 384q, tickets of admission to public places (Int. No. 159).....	89
section 385, obstruction of streams (Int. No. 612).... 861, 921, 1005, 1029,	326, 782 3136
section 389, manufacture of gunpowder and other explosives (Int. No. 581).....	292
section 389, manufacture of gunpowder and other explosives (Int. No. 112)....	81, 2423, 2691, 2768, 2910, 3036
section 394, boarding vessel at quarantine grounds (Int. No. 1387).....	1871

Code, penal, to amend, relative to—Continued:	PAGE.
section 394, quarantine (Rec. No. 416)	3209, 3478, 3571, 3627
section 446, persons fraudulently entering any exhibi- tion grounds (Int. No. 1131)	1141, 1433, 1522, 1561, 1589 1888, 1942
section 447e, contamination of salt wells (Int. No. 1027)	962 3216, 3810, 3892, 3904, 4137
section 458, crimes against the public peace (Int. No. 1461)	2151, 2428, 2901, 3217, 3278
section 613, directors of stock corporations, relative elections (Rec. No. 500)	3913, 3929
section 614, directors of corporations (Int. No. 1244)	1422 2423, 2692, 2772, 3013, 3093, 3686
sections 640d and 640c, unauthorized offers for sales and loans upon real property (Int. No. 245)	120, 426, 576 593, 749, 804, 1623
section 641, telegraph and telephone employes aiding criminals (Rec. No. 434)	3258, 3435
section 643, affixing advertisements to another's land (Int. No. 789)	524, 853
section 651, unlawful interference with electric meters and wires (Int. No. 1222)	1365, 2423, 2692, 2769, 3014, 3095 3327, 3355, 3486, 3518, 3870
section 652a, use of sidewalks (Int. No. 553)	288, 1716, 1973 2009, 2082, 2189, 2387, 2459, 3193, 3542, 3545, 3866
section 687a, sentencing of convicts to State prison (Rec. No. 255)	1991, 2900, 3124, 3172, 3269, 3323, 3354 3470
Cohen, Harry, appointed general messenger	63

Cohoes, relative to agreement between the city and Cohoes Hospital Association (Int. No. 1002)....	872, 1224, 1299, 1385 1520, 1600, 2347, 2806
Cohoes, relative construction of bridge over Champlain canal, at Ontario street (Int. No. 773)....	499, 1151, 2509, 2609 2680, 2777, 2935, 3871
Cohoes, to revise charter, relative annual meeting of com- mon council and commencement of the fiscal year (Int. No. 1480).....	2216, 2549, 2608, 2908, 3076, 3186, 3799
Cohoes, to revise charter, relative to powers of the common council (Int. No. 1390).....	1871, 2157, 2223, 2561 2615, 3551
Cohoes, Public Improvement Commission, to create, relative to street pavements and assessments (Int. No. 1634)....	3005 3261, 3317, 3324, 3378, 3447, 3800
Cohoes, relative to authorize the common council to borrow money for school purposes (Int. No. 966)....	827, 1093 1353, 1386, 1518, 1606, 2347, 2807
Cohoes, to revise charter, relative to public instruction (Int. No. 965)	827, 1089, 1207, 1257, 1392, 1463, 2341, 2346, 2807
Cohoes, to revise charter, relative to term of office of super- visor (Rec. No. 301)	2275
Cohoes, to revise charter, relative to term of office of super- visor (Int. No. 1336)....	1707, 2157, 2237, 2288, 2563, 2623, 3551
Cold Springs and Nelsonville, relative licensing the peddling of merchandise (Int. No. 230)...	118, 331, 383, 403, 440, 490, 609
Cole, John A., appointed index clerk.....	62
Columbia county, relative to make the office of county clerk salaried (Int. No. 1568).....	2597, 3166, 3227, 3381

Columbia county, relative to make the office of county clerk salaried (Rec. No. 371).....	3148, 3481, 3573, 3611
Columbia county, relative uncollected taxes (Int. No. 911).. 1160, 1266, 1292, 1328, 1410, 1866	742
Colwell, Mary A., and Sarah P. Brown, relative for relief of (Rec. No. 85).....	874, 1507, 1567, 1678
Commissioner of Labor, relative to create the office of, and abolish certain offices (Rec. No. 8).....	293
Commissioner of Labor, relative to create the office of, and abolish certain offices (Int. No. 46).. 69, 179, 232, 258, 282,	312
Comptroller to hear application of David C. Leech and Minnie A. Lord, relative cancellation of tax sale (Rec. No. 421)	3256, 3557, 3699, 3721
Communication from Hon. John C. Davies, Attorney- General	2226
Congressional apportionment (Rec. No. 493).... 3936, 4134	3873, 3876, 3914
Conley, Thomas, relative for relief of (Int. No. 1262).. Consolidated School Law, to amend, relative to disburse- ment of school money (Int. No. 1371).....	1487, 2879 1796, 2077, 2178 2226, 2299
Consolidated School Law, to amend, relative to compulsory education (Int. No. 1476).....	2216, 3222
Consolidated School Law, to amend, relative to qualifica- tions of school commissioners (Int. No. 440).... 1017, 1167, 1393, 1451	198, 917, 968
Consolidated School Law, to amend, relative to purchase of text-books (Int. No. 447).....	199

Consolidated School Law, to amend, relative purchase of text-books (Int. No. 1150).....	1215
Consolidated School Law, to amend, relative to teaching physiology, hygiene and narcotics (Int. No. 446).....	199
Constableville, First Baptist Church of, relative to change name (Int. No. 468).....	230
Contracts, awarding, assignment and subletting of, to regulate (Int. No. 708).....	417, 1633
Contracts, subletting of, relative to written consent (Int. No. 1176)	1291
Convict labor, relative manufacture and distribution of certain school books (Int. No. 1407).....	1928
Cooperstown, to revise charter, relative to powers of trustees (Rec. No. 378).....	3150, 3292
Cooperstown, to revise charter, relative to powers of trustees (Int. No. 1577).....	2673, 2906, 3023, 3074, 3179, 3273
Coplon, Max, appointed page.....	62
Cornell University, relative appropriation of insurance money (Rec. No. 305).....	2276, 2675, 2785, 2937
Corning, to amend charter, relative to claims and accounts (Int. No 1107).....	1080
Corning, relative appropriation for dyke (Int. No. 370) ..	167, 3690 3812, 3820, 4031
Corning, to incorporate the city, relative to liability for damages sustained by reason of defective sidewalks, etc. (Rec. No. 261).....	1992, 2159, 2239, 2761, 2887, 3049, 3683
Corning, relative to incorporate the fire department (Int. No. 868)	656, 994, 1068, 1121, 1329, 1408, 2744, 3687
Corning, to incorporate the fire department, relative to election of officers (Rec. No. 254).....	1991

Corning, to amend charter, relative to election of officers (Int. No. 1108)	1080, 2154, 2238, 2761, 2886, 2907, 3013, 3104 3252
Corporation Law, business relative number of directors and subscribers (Rec. No. 440)	3561, 3812, 3824, 4032
Corporations and benevolent orders, relative to prevent fraud against (Int. No. 1063)	1035, 1719, 1835, 1889, 1931, 2081 2202
Corporation Law, to amend, relative to actions brought against corporations (Int. No. 1520)	2280, 2756, 3121, 3266 3328, 3355, 3486, 3516, 3797
Corporation Law, to amend, relative to receivers (Rec. No. 450)	3556, 3562, 3699, 3717
Corporations, relative to receivers (Int. No. 1525)	2350
Cortlandt and Peekskill, relative to receiver of taxes and assessment (Int. No. 499)	253, 400, 453, 478, 506, 534, 610
Cortland, to amend charter, relative to certain officers (Int. No. 305)	153, 876, 1067, 1127, 1329, 1406, 2046, 2402
County clerk, relative to act as public administrator (Int. No. 574)	291, 424, 483, 506, 663, 748, 801
County Law, to amend, relative to:	
assistant district attorneys of Erie county (Int. No. 561)	289
actions by county treasurer for moneys and securities (Int. No. 788)	589, 646, 663, 748, 808, 954 524, 853, 945, 1002, 1016, 1047, 1417
board of supervisors, relative power to regulate speed of vehicles on highways (Int. No. 753)	467, 850, 945
board of supervisors, relative to regulate speed of vehicles on highways (Int. No. 1229)	1420

County Law, to amend, relative to—Continued:	PAGE.
docks and bulkheads in certain towns (Int. No. 741) . .	465
589, 645, 665, 861, 930, 4141	
registration of dogs (Int. No. 1073)	1037, 1439, 1522, 1552
1656, 1764, 2023, 2092, 3856, 3869	
town meetings, changing the time of holding, and to	
legalize action of the board of supervisors (Int No.	
854)	621, 830, 849, 949, 953
town meetings and elections, relative to provide for	
holding of (Int. No. 226)	105, 277, 312, 401, 405, 406
457, 609	
town meetings and elections, relative to provide for	
holding of (Int. No. 917)	774, 1113, 1202, 1254, 1393, 1458
2148	
Court of Claims, relative appropriation for payment of judg-	
ments (Int. No. 1564)	2596, 3210, 3280, 3322, 3324, 3341, 3871
Court of Claims, relative appropriation for payment of judg-	
ments arising on account of canals (Int. No. 1565)	2596, 3210
3280, 3322, 3324, 3342, 3871	
Courts of record, relative to classify employes and establish	
rates of compensation (Int. No. 960)	825
Coyne, Charles F., appointed page	62
Cozine, Charles C., relative application for cancellation of	
tax sales (Int. No. 1623)	2898, 3357, 3486, 3511, 3686
Cozine, Charles C., relative application for cancellation of	
tax sales (Int. No. 631)	364, 917, 968, 1015, 1131, 1196
1866, 2336	
Craig Colony for Epileptics, relative appropriation (Int. No.	
866)	656, 1426, 1618, 1822, 1885, 1947, 3193

Creedmoor rifle range, relative appropriation for additional land (Rec. No. 178).....	1582, 3874, 3914, 3938
Cromwell, Morton, appointed assistant journal clerk.....	61
Cronin, James, appointed messenger.....	63
Croton aqueduct, relative to regulate taxes (Int. No. 307).. 1722, 1833, 1888	154
Crozier, Louis L., appointed messenger.....	62

D.

Dady, Charles, appointed page.....	62
Daniels, H. J., appointed clerk to Committee on Ways and Means	63
Dannemora Hospital for Insane Convicts, to provide for further construction (Int. No. 219).. 103, 1220, 1426, 1526, 1553 1655, 1758, 3145	
Darcy, Thomas J., appointed assistant doorkeeper.....	62
Day, Saratoga county, relative to legalize contract between town of, and Owego Bridge Company (Int. No. 1064).... 1642, 1773, 1822, 1887, 1948	1035
Day, Saratoga county, relative to legalize contract between town of, and Owego Bridge Company (Rec. No. 229)....	1948
DeKalb, St. Lawrence county, relative election of an addi- tional justice of the peace (Int. No. 1424).....	1992
DeKalb, St. Lawrence county, relative election of an addi- tional justice of the peace (Rec. No. 317)..... 2350, 3167, 3244 3289	
Delaney, Mr., statement of, relative Stranahan excise bill.	3731

Delaware county, relative to make sheriff a salaried office (Int. No. 1454).....	2055, 2442, 2555, 2602, 2697, 3650, 3794
Dental students, relative examination under private pre- ceptorship (Int. No. 130).....	85, 425, 482, 736, 2211, 2415
Depew, Hon. C. M., address	2673
Der Bayerische National-Verband von Nord Amerika, rela- tive to incorporate (Int. No. 1401).....	1927, 2352, 2486 2557, 2602, 2717
Der Bayerische National-Verband von Nord Amerika, rela- ative to incorporate (Rec. No. 400).....	3206
Detectives, private and detective agencies, relative to licenses (Int. No. 886).....	659, 2431, 2690, 2767, 2910, 3040
Detectives, private and detective agencies, relative to licenses (Rec. No. 348).....	2749, 3066
DeWitt, relative taxation for working and repairing high- ways (Int. No. 113).....	81, 114, 126, 133, 134, 151, 256, 367
District attorneys and assistants, in certain counties, rela- tive to prohibit general practice of law (Int. No. 1423)...	1992
Divorce procedure, relative divorce from bonds of marriage (Int. No. 1493).....	2277, 3301
Domestic Commerce Law, to amend, relative to fire escapes on hotels (Int. No. 1359).....	1794
Domestic Commerce Law, to amend, relative to size of apple, pear, quince and potato barrels (Rec. No. 194).....	1630, 2439 2568, 2605, 2816, 3120, 3172, 3269, 3554, 3697, 3704, 3873
Domestic Relations Law, relative to marriages (Int. No. 30).	66 123, 161, 254, 370, 406, 627, 3137, 3195
Donie, George A., appointed deputy clerk.....	62, 580
Du Bois, Norman, appointed assistant doorkeeper.....	62

Dunkirk, relative to redeem lands from tax sales (Int. No. 1077)1038, 1798, 1876, 2023, 2087, 3136

E.

East Aurora, relative to legalize bonds for paving Main street (Int. No. 222).....104, 190, 222, 246, 259, 283

Eastern New York Reformatory, organization of, relative appropriation (Int. No. 1141).....1142, 1511, 1562, 1590, 1887
1943, 3193

Eastern New York Reformatory, relative appropriation (Int. No. 1373).....1796, 2058, 2187, 2219, 2386, 2472

Eastern Star Hall and Home Association, relative to incorporate (Int. No. 853)....620, 1102, 1354, 1386, 1519, 1608, 3551

Elbridge, Onondaga county, relative to reimburse Byron Chatfield (Int. No. 1199).....1362, 1812, 1891, 1931, 2082
2206, 2741, 3364

Elbridge, normal school in village of, to provide for (Int. No. 732) 464

Elbridge, normal school in village, to establish (Int. No. 69). 74

Election of a Superintendent of Public Instruction and a Regent of the University.....598, 600

Election Law, to amend, relative to:

appointment of inspectors of elections in towns (Int. No. 594)....324, 1105, 1632, 1774, 1822, 1886, 1960, 2046, 2144
4137

ballots at town meetings on general election day (Int. No. 404)..... 184

challenges (Rec. No. 360).....2751, 3875, 3914, 3992

Election Law, to amend, relative to—Continued:

PAGE.

consolidation of registration and enrollment books (Int. No. 818).....	582, 1101, 1351, 1387, 1594, 1693, 3194, 3731
consolidation of election districts in towns (Int. No. 929).....	776, 1098, 1203, 1255, 1297, 1471
consolidation of election districts in towns (Int. No. 1446).....	2054, 2352, 2486, 2556, 2600,* 2718
creation of districts (Int. No. 841).....	618, 1722, 1974, 2015, 2387 2460
district organizations in New York city and prescribing powers of presidents (Int. No. 750).....	466
duties of county board of canvassers (Int. No. 420)....	186 584, 650, 663, 747, 815, 2211
Election Law, to amend, generally (Rec. No. 128).....	1144
election officers, designation, number and qualifications (Int. No. 62).....	71, 2354, 2688, 3120, 3172, 3270, 3314 3380, 3458
enrollment for and holding of primary elections (Int. No. 819).....	582, 1100, 1352, 1390, 1593, 1691
expenses of primary elections (Rec. No. 93).....	1007, 2757, 2887 3051
filing statements of election expenses (Int. No. 1274)...	1489
filing town and village nominations, Westchester county (Int. No. 1695).....	3564, 3892, 3905, 4032
filling vacancies in nominations (Int. No. 1098).....	1079
filling vacancies in nominations (Rec. No. 3).....	196, 392, 455 494, 601, 834, 1131, 1179, 1444, 1578, 1621
independent nominations (Int. No. 1602).....	2756
notices of election by Secretary of State and county clerk (Rec. No. 77).....	873, 1366, 1480, 1531, 1787, 2395

Election Law, to amend, relative to—Continued:	PAGE.
nominations to office (Int. No. 1185).....	1327
providing watchers at polling places (Int. No. 1047)...	1009
	1633, 1774
providing watchers at polling p'aces (Rec. No. 191)....	1630
	2064, 2325, 2383, 2562, 2637, 2892
qualifications of inspectors of election (Int. No. 1452)..	2054
	2757, 2888, 2908, 3013, 3101
registration of electors in villages of the first and second	
class (Int. No. 1139).....	1142
registration, forms of (Int. No. 182).....	93, 172, 274, 391
	585, 650, 663, 860, 933, 1482
requirements of voting machines (Int. No. 1092).....	1078
special enrollment and transfers (Int. No. 1349).....	1793
time of opening and closing polls (Rec. No. 361)..	2751, 3874
	3913, 3932
voting machines, use of (Int. No. 672).....	388, 847, 1099
	1202, 1256, 1393, 1457, 1632, 2022, 2088, 4121, 4135
voting machines, adoption and use of (Int. No. 1123)...	1140
Elwood, John E., appointed Deputy Clerk.....	62
Ellenville, relative to establish a gas or electric light plant	
(Int. No. 1300).....	1585, 2762, 3121, 3171, 3270, 3322, 3347
Ellsburg Cemetery Association, relative to incorporate	
(Rec. No. 102).....	1082, 2906, 3025, 3117
Employers' liability of, to extend and regulate (Int. No. 38)	67
	1817, 1972, 2802, 3010, 3179, 3241, 3323, 3365
	3366, 3378, 3440, 3798
Empire State Power Company, relative power to acquire	
rights of way in certain counties (Int. No. 1515).....	2348

Elmira Reformatory, relative to appropriation (Int. No. 1054)	1010, 1424, 1617, 1646, 1831, 1912, 3643, 3795
Elmira, charter of city, to revise, relative to assessments (Int. No. 490)	252, 720, 753, 926, 1542, 2273
Elmira, to revise charter, relative to bond of city chamberlain and powers of board of police (Int. No. 185)	94, 176 185, 217, 259, 302, 413, 956
Elmira, to revise and amend the several acts, relative to New York State Reformatory (Int. No. 218)	103, 995, 1019 1071, 1266, 1315, 2048
Elmira, relative to system of sewerage, and acquisition of rights of way (Int. No. 1102)	1080, 1634, 1770, 1821, 1886 1949, 3250
Elmira, relative to damages for changing grade of Walnut street (Int. No. 1382)	1870, 2549, 2607, 2680, 2777, 2934, 3251
Elmira, relative changing original grade of Walnut street (Int. No. 51)	70, 175, 192, 216, 221, 239, 362, 956
Elmira, relative to damages for changing grade of West Water street (Int. No. 1211)	1364, 1634, 1771, 1821 1886, 1950, 3250
Erie county, relative to erect the county of Buffalo from a portion of its territory (Int. No. 1566)	2597
Erie county, relative to construct bridge across Niagara river from Grand Island (Int. No. 1516)	2348, 2880, 3123 3172, 3270, 3322, 3348
Erie county, relative payment of officers and employes (Int. No. 4)	52, 178, 195, 413, 597, 609, 610, 788, 863, 1138
Erie county, relative to make the office of sheriff salaried (Rec. No. 338)	2746, 3167, 3243, 3288

Erie county, relative to powers of the board of supervisors (Int. No. 1663).....	3158
Erie county, relative to powers of the board of supervisors (Rec. No. 447).....	3480, 3562
Erie county, relative to collection of unpaid taxes (Int. No. 1543	2421, 2817, 3475, 3568, 3583
Erie county, relative collection of taxes and publication of notices (Rec. No. 138).....	1217, 1641, 1774, 1853, 1903
Erie county, relative publication of notices of tax sales (Int. No. 535).....	266, 400, 454, 478, 505, 533
Erie county, relative collection of taxes and sale of lands for unpaid taxes by the treasurer (Int. No. 776).....	522
Essex Horse Nail Company, relative to extension of time (Int. No. 618).....	343, 846, 1012, 1130, 1178, 1623
Essex county, relative to make the office of sheriff salaried (Int. No. 1557).....	2507
Essex county, relative to make the office of sheriff salaried (Rec. No. 383).....	3151, 3314, 3490, 3589, 3786
Essex county, relative to the construction of a dam at Dead Water pond (Int. No. 948).....	823
Estates of deceased persons, relative to prevent fraudulent claims against (Int. No. 1678).....	3319
Evarts, D. W., appointed deputy clerk.....	62
Executive Law, to amend, relative to notary public acting in more than one county (Rec. No. 46)....	744, 2757, 3122, 3172 3269, 3691, 3813, 3832, 4032
Executive Law, to amend, relative fees of notaries public for protecting notes, bills and checks (Int. No. 1117)....	1139

Executive Law, to amend, relative to notaries public (Int. No. 1555)	2507
Executive Law, to amend, relative to public printing (Int. No. 232)	118, 428, 485, 500, 669, 760
Executive Law, to amend, relative powers of Deputy Comptrollers (Int. No. 22)	64, 123, 134, 950, 1006
Executive Law, to amend, relative to public printing (Rec. No. 277)	2150, 2554, 2610, 2727, 2890

F.

Fairport, bridge over the Erie canal in village of, relative to construct (Int. No. 438)	197
Farmers' Loan and Trust Company, relative to powers and liabilities (Int. No. 1426)	1993, 2676, 2782, 3147, 3204, 3242 3265, 3327, 3485, 3502, 3871
Far Rockaway, relative to claim of Gamewell Fire Alarm Telegraph Company (Int. No. 1661)	3157, 3317, 3491, 4134
Far Rockaway, relative to claim of Eureka Fire Hose Company (Int. No. 1594)	2755, 3162, 3243, 3265, 3327, 3477, 3566 3591, 4136
Federation of American Zionists, to incorporate (Int. No. 1669)	3210
Ferry, across Lake Champlain, from Barbers Point, to establish (Int. No. 1443)	1995, 2435, 2554, 2600, 2696, 3194
Ferry boats, relative to free carriage of bicycles (Int. No. 135)	85
Ferry boats, relative to prohibit begging, singing, acting, etc., upon (Int. No. 1023)	961

Ferry companies, relative to provide for safety and comfort of their passengers (Int. No. 864).....	655, 919, 2074, 2235
Fertilizers, purchase and sale of, relative to protection of farmers and manufacturers (Int. No. 897).....	740, 1158, 1354
Fire districts, outside of cities and villages, to legalize election of officers (Rec. No. 152).....	1326, 1490, 1567, 1675
Fire districts, outside of cities and villages, to legalize election of officers (Int. No. 962).....	825
Fire drills in schools of the State, to provide for (Rec. No. 161).....	1484, 2077, 2185, 2264
Fishkill, relative to create a town board of auditors (Int. No. 1072).....	1037, 1379, 1477, 2048
Fishkill Landing, relative to issue bonds for constructing a sewer system (Int. No. 1484).....	2217, 2657, 3254
Flannigan, James J., appointed deputy clerk.....	62
Flavay, Daniel, appointed committee clerk.....	63
Flint, G. L., appointed committee clerk.....	63
Flynn, Wm., appointed page.....	62
Foods, use of unhealthy chemicals in manufacture of, to prevent (Int. No. 247).....	120
Food, articles of, relative to prohibit encasings and coverings (Int. No. 1026).....	962
Foreign corporations, relative to pay fees to State Treasurer (Int. No. 1086).....	1077
Foresters of America, relative erection and maintenance of buildings (Int. No. 1531).....	2419, 3259, 3322, 3636, 3798
Forest, Fish and Game Law as amended, relative to publication (Rec. No. 234).....	1988, 2378, 2690, 2767, 2909, 3045, 3201, 3676
Forestry, relative to encouragement of (Int. No. 801).....	526

Fogarty, John J., appointed deputy clerk.....	580
Fort Edward, relative to legalize village bonds and provide for payment (Int. No. 1329).....	1707
Fort Edward, relative to legalize village bonds and provide for payment (Rec. No. 265).....	2053, 2439, 2567, 2651
Foster, Charles H., appointed page.....	62
Franklin county, relative to exempt from taxation certain property owned by Sisters of Mercy (Int. No. 1621) ..	2898, 3314 3380, 3459, 3871
Fredonia, relative to provide for rebuilding and equipping State Normal School (Int. No. 1586) ...	2753, 3212, 3277, 3322 3325, 3345, 3871
Fredonia, relative appropriation for rebuilding State Nor- mal School (Int. No. 567) ...	290, 423, 483, 500, 505, 538, 1137
Froelich, Jacob, relative to release all interests of the people of the State, relative certain lands (Int. No. 650) ...	385, 1710 1973, 2010, 2182, 2251, 3661, 3794
Froelich, Jacob, relative to release to certain lands (Rec. No. 135)	1216
Fulton, relative to repay certain moneys (Rec. No. 4) ..	196, 477 509, 540
Fulton county, relative to salaries of county judges and sur- rogate (Int. No. 357) ...	165, 432, 484, 500, 669, 761, 1137, 1482 1543, 1656, 1740, 2048

G.

Gambling and pool selling, relative to suppression. (Int. No. 56)	70
--	----

Game Law, to amend, relative to:	PAGE.
actions for fires (Int. No. 1512).....	2348, 3481, 3482, 3570 3590, 4031
Adirondack park (Int. No. 1286).....	1544, 1643, 1737, 1739 1771, 1899, 3798
Adirondack park (Rec. No. 275)	2150, 2377, 2491, 2586 2945, 3273, 3470
anchor or buoy fishing in counties of Herkimer and Hamilton (Rec. No. 170).....	1485
Antwerp or homing pigeons, penalties for unlawful taking or interfering with (Int. No. 1547).....	2506, 3313 3377, 3438, 3798
black bass, close season for (Int. No. 901).....	741
black bass, close season for, in certain localities (Int. No. 1158).....	1288, 3362, 3376, 3691, 3812, 3822, 4135
Black lake, St. Lawrence county, fishing in (Rec. No. 32)	526, 1383, 1481, 1535
Black lake, St. Lawrence county, fishing in (Int. No. 441)	198
Cattaraugus, Chautauqua and Allegany counties, close season for trout in (Int. No. 627).....	364
Cattaraugus county, close season for woodcock in (Int. No. 626)	364
Cattaraugus and Chautauqua counties, quail in (Int. No. 509)	261, 918, 965, 1013, 1265, 1311, 1622, 2051 2147, 2737, 2948, 3180, 3231, 3471
Cayuga lake, taking wild fowl in (Int. No. 808)....	581, 1382 1474, 1512, 1558, 1669
close season for birds (Int. No. 462).....	229

Game Law, to amend, relative to—Continued:

PAGE.

close season for birds, web-footed wild fowl (Int. No.

461) 229

Columbia county, close season in (Int. No. 1534)..... 2420

commissioners to name places of refuge for game (Int.

No. 1144)1214, 1644, 1773, 1823, 2021, 2103, 3731, 3870

Conewango creek, in Cattaraugus and Chautauqua

counties, nets, use of, in (Int. No. 628)..... 364

deer, close season and possession of (Int. No. 724)..420, 3224

deer, close season and possession of (Int. No. 489)..... 252

deer, close season and possession of (Rec. No. 172).... 1486

deer hounding of (Rec. No. 58)..... 745

deer hounding (Rec. No. 264)....2053, 3912, 3921, 4034, 4039

deer, hounding of (Int. No. 1278).....1489

deer hounding in certain counties (Int. No. 1140)..... 1142

deer, hounding of (Int. No. 362)..... 166

definitions (Int. No. 704).....417, 1644, 1773, 1822, 1886

1959, 3548

definitions (Rec. No. 153)..... 1326

definitions (Rec. No. 18).....328, 2379, 2492

Dutchess county, taking suckers with nets through

the ice in certain waters (Int. No. 1057).....1011, 1644

1737, 1885, 1938, 3734, 3869

Dutchess county, fishing through the ice in waters of

the town of North East (Int. No. 322).....156, 1384

1615, 1654, 1935, 2026

Dutchess county, fishing in waters of Whaley pond

(Int. No. 1500).....2278, 3223, 3276, 3322, 3326, 3346, 3870

explosives (Int. No. 337)..... 163

Game Law, to amend, relative to—Continued:	PAGE.
fawns, taking of (Int. No. 355).....165, 1644, 1773, 1827 2016, 2103, 3137	
fawns, taking of (Rec. No. 59)..... 745	
fires caused by railroad locomotives (Int. No. 806)..... 580	
fire wardens and the superintendence of forests (Rec. No. 233) .....1987, 2378, 2491, 2585	
fire wardens and the superintendence of forests (Rec. No. 260) 1992	
fishing through the ice (Rec. No. 312)..... 2350	
fishing with hook and line (Int. No. 1015)..... 960	
forest fires (Int. No. 1198)..... 1362	
forest fires (Rec. No. 208)..... 1791	
forest fires (Rec. No. 242)...1988, 3328, 3691, 3813, 3824, 4032	
forest preserve (Int. No. 1238)..... 1421	
Greene county, close season for squirrels, rabbits, woodcock and grouse in (Int. No. 757)....497, 1383, 1615 1646, 1936, 2025, 3655, 3795	
hares and rabbits, close season for, in certain counties (Int. No. 633)..... 365	
hares and rabbits, close season for, in certain counties (Int. No. 267)..... 129	
hares, rabbits, mink, muskrat and foxes, close season for (Int. No. 459)..... 229	
Hudson and Delaware rivers and adjacent waters, nets in (Int. No. 563).....289, 1118, 1353, 1385, 1518, 1607, 2148	
Jefferson county, close season for wild fowl in (Rec. No. 257) .....1991, 2379, 2491, 2587, 2649	
Lake Erie, fishing with nets in (Int. No. 1133)..... 1141	

Game Law, to amend, relative to—Continued:

PAGE.

Lake Erie, fishing with nets in (Int. No. 166) . . . 91, 180, 256
281, 369, 411, 1415, 1594, 1682, 3660, 3794

Lake Ontario, nets in certain waters of (Rec. No. 270). 2149

Lake Ontario, Monroe county, fishing in (Int. No. 1408). 1928

Lake Ontario, Niagara county, fishing in (Int. No. 497). 253

Long Island, close season for deer on (Int. No. 870).. 656

918, 966, 1014, 1265, 1310, 1622

mink, skunk, muskrat and foxes, close season (Int. No.

277) 137, 1384, 1615, 1645, 1831, 1906, 3654, 3794

Mongolian ring-necked and English pheasants, Suffolk

county (Int. No. 1029) . . . 962, 2008, 2141, 2177, 2225, 2310

3793, 3872

Mongolian and English pheasants, open season (Int.

No. 378) 168, 917, 964, 1014, 1266, 1311, 1402

Mongolian and English pheasants (Rec. No. 37) 527

1382, 1481

moose, elk, caribou and antelope, protection of (Int.

No. 127) 84, 188, 296, 362, 368, 440, 486, 1622

moose, elk, caribou, or antelope, taking of (Rec. No. 55). 745

moose, elk, caribou, or antelope, taking of (Int. No.

372) 168

nets, maintenance of pound, in the salt waters of the

State (Int. No. 600) 325

nets, taking of edible fish with shirred or menhaden, in

salt waters of the State (Int. No. 601) 325

non-residents taking shell fish (Int. No. 1273) . . . 1488, 2008

2321, 2382, 2601, 2701

Orange county, fishing in (Rec. No. 449) 3480, 3562

3573, 3616

Game Law, to amend, relative to—Continued:	PAGE.
Oswego, Oneida and Seneca rivers, fishways in the several dams in (Int. No. 340).....	163
Oswego river, spearing in (Int. No. 851).....	620, 918, 965
Otsego lake, fishing in (Int. No. 201).....	99
Otsego lake, fishing in (Int. No. 391).....	170, 279, 381, 403 440, 491, 1540, 1581
Peconic bay, fishing in (Int. No. 501).....	253
penalties (Int. No. 1261).....	1487, 4034, 4041
pigeons, fowl or other birds, prohibit shooting live, for amusement or test of markmanship (Int. No. 1667)	3209
private parks (Rec. No. 167).....	1485, 3810, 3892, 3908
private parks (Int. No. 435).....	197
pollution of streams (Int. No. 1200).....	1362, 2176, 2327 2563, 2603, 4017, 4140
pollution of streams (Int. No. 342).....	163
polluting of waters (Int. No. 593).....	324
pollution of waters (Rec. No. 461).....	3564
prosecutions and to the disposal of confiscated fish and game (Int. No. 592).....	324, 918, 965, 1015, 1130, 1193
protectors (Int. No. 341).....	163
protectors, appointing additional (Int. No. 289).....	139
protectors, compensation of (Int. No. 336).....	163
protectors, powers of (Rec. No. 274).....	2150, 2379, 2491, 2586 3205, 3689, 3792, 4010
protectors, powers of (Int. No. 463).....	229
quail and grouse, close season for, and prohibiting hunting rabbits with ferrets (Int. No. 807)....	580, 1383, 1614 1649, 1935, 2025, 2386, 2456, 2686, 2788

Game Law, to amend, relative to—Continued:

PAGE.

quail, woodcock and grouse, close season for (Int. No. 1104).....	1080, 2008, 2321, 2381, 2601, 2699, 3659, 3795
Rockland county, close season for hares and rabbits in (Int. No. 778).....	522
Rockland county, close season for grouse in (Int. No. 1175)	1291
streams, closing of (Rec. No. 481).....	3695, 3815, 3845
striped bass in Hudson river, close season for (Int. No. 779).....	523, 2378, 2491, 2556, 2601, 2723, 3653, 3794
set lines for fishing (Int. No. 1352).....	1793, 2177, 2328, 2381
	2601, 2704, 3652, 3795
Sunday shooting (Rec. No. 287).....	2215
taking fish through the ice in waters of certain lakes (Rec. No. 137).....	1217
Washington county, fishing through the ice in waters of (Int. No. 519).....	263, 2009, 2321, 2382, 2601, 2700, 3867, 4110
web-footed wild fowl, grebe and bittern and wild birds, taking of (Rec. No. 56).....	745, 1117, 1210, 1282
web-footed wild fowl, close season for (Int. No. 520)....	263
web-footed and wild birds (Int. No. 587).....	292
Westchester county, cultivation of shellfish in (Int. No. 419).....	186, 592, 645, 668, 860, 929, 1542
wild fowls, close season for (Int. No. 338).....	163
wild fowl, close season for (Int. No. 464).....	230
woodcock, grouse and quail, sale of (Int. No. 339).....	163, 1117
	2378, 2689
woodcock, close season for (Int. No. 376).....	168
woodcock, close season for (Rec. No. 60).....	745

Game Law, to amend, relative to—Continued:	PAGE.
woodcock, grouse or quail, prohibiting the sale of (Int. No. 923).....	775
Gas companies, relative to prohibit the demanding of deposits (Int. No. 330).....	157
Gates, Henry L., appointed journal clerk.....	61
General Corporation Law, to amend, relative to certificates of authority of foreign corporation. (Rec. No. 324).....	2503
	3912, 3921
General Corporation Law, to amend, relative voting of members (Int. No. 154).....	88
General Corporation Law, to amend, relative certificates of authority of a foreign corporation (Int. No. 251).....	120, 844
	944, 1001, 1016, 1051, 1360
General Corporation Law, to amend, relative to use of the word "loan" (Int. No. 1190).....	1327, 2435, 2564
General laws, to amend section 35, known as the General Corporation Law (Rec. No. 263)....	1992, 2064, 2325, 2384, 2562
	2636, 2892
General laws, to amend, relative possession of bottles, butter boxes or tubs, kegs, etc. (Int. No. 686)....	414, 2070, 2324
General laws, to amend, relative to Court of Claims (Int. No. 1235)	1420
General laws, to amend, relative to drainage, (Int. No. 1237)	1421
General Municipal Law, relative to funded and bonded debts (Rec. No. 332).....	2506, 2758, 2888, 3054
General Municipal Law, to amend, relative to hawking and peddling farm produce (Int. No. 297).....	140, 1159, 1268 1294
	1444, 1529, 3138, 3194

General laws, to amend, relative to jurors (Int. No. 1301)...	1585
General laws, to amend, relative municipal corporations (Int. No. 942)	822
General laws, to amend, relative to the poor (Rec. No. 134) ..	1216
	1434, 1525, 1572
General laws, to amend, relative to prisons (Int. No. 1269) ..	1488
General laws, to amend, relative to the poor (Int. No. 947) ..	823
	1159, 1267, 1293, 1444, 1528, 3192, 3542, 3545, 4007
General City Law, to amend, relative terms of office, and rooms for examining boards of plumbers (Int. No. 723) ..	420
	840, 941, 1002, 1130, 1279
General laws, to amend, relative to burial of poor soldiers (Int. No. 1654)	3156
General laws, to amend section 36, known as the Stock Corporation Law (Rec. No. 262)	1992, 2065, 2325, 2385
	2563, 2635, 2892
General laws, to amend, relative to towns (Int. No. 1297)...	1585
General laws, to amend, relative compensation of town officers (Rec. No. 212)	1792, 2062, 2185, 2233, 2312
Geneseo, relative to issue bonds for the erection of a village hall (Int. No. 1455)	2055, 2553, 2599, 2778, 2918, 3192
Geneva, to incorporate the city, generally (Int. No. 375)...	168
	268, 317, 1862, 1980, 2737
Geneva, to incorporate the city, relative delivery of assessment roll and use of seal (Int. No. 282)	138, 268, 318, 1542
Geneva, to amend charter, relative change of boundaries (Int. No. 1011)	960
Geneva, to amend charter, relative change of boundaries (Int. No. 1039)	1008, 3319

Geneva, to amend charter, relative to conduits, a lighting system and construction of sidewalks (Int. No. 894) ..	740, 986 1018, 1071, 1265, 1314
Geneva, to amend charter, relative to obstruction of streets and sidewalks with ice and snow (Int. No. 1166) ..	1289, 2363 2688, 2767, 2909, 3039
Gett, Augustus C., appointed page	62
Gibbs, Archie D., appointed stenographer to Committee on Ways and Means	63
Gill, J. Frank, appointed committee clerk	63
Gifts for charitable purposes, to regulate (Rec. No. 256) ..	1991 2063, 2185, 2233, 2313
Girvin, Charles A., appointed page	62
Glover, John R., appointed Deputy Clerk	62
Goewey, Dwight L., appointed page	62
Goshen, relative improving and purifying the water supply (Int. No. 3)	52, 115, 128, 182
Governor:	
annual message	19
message from, submitting statement of pardons, com- mutations and respites granted by Theodore Roose- velt, Governor, during the year 1900	117
message from, transmitting report of Charter Revision Commission	144
message from, transmitting report of State Engineer on Canals	1855
message from, relative to expenses of State printing ..	3244
Government:	
appropriation for the support of (Int. No. 173) ..	89, 670, 818 857, 984, 1006, 2953, 3134, 3381, 3914, 3940, 4140

Government—Continued:

PAGE.

appropriation for certain expenses of, and supplying deficiencies in former appropriations (Int. No. 1372) . .	1796
2511, 2687, 2767, 2886, 2939, 3746, 3868, 4064, 4140	
appointment of commission to inquire into, relative em- ployes, salaries, duties, etc., and to suggest legislation thereon (Int. No. 1631)	3004
supplemental Supply Bill (Int. No. 1701)	4061, 4139
Tax Rate Bill (Int. No. 1700)	4062, 4140
Grahamsville, monument to memory of Lieut. John Graham, relative erection (Int. No. 742)	465
Green Island, relative to Municipal Electric Light plant (Int. No. 1041)	1008, 2372, 2690, 2946, 3010, 3179, 3271, 3796
Governor's Island, relative grant of land under water (Int. No. 61)	71, 172, 190, 221, 234, 254, 336, 375, 408, 441, 954
Guider, James, appointed page	63
Guns, air and spring, relative to regulate the use of in cities (Int. No. 422)	186

H.

Hamburgh Cemetery Association, relative to change the cor- porate name (Int. No. 799) . .	525, 848, 921, 1005, 1025, 1623, 2183
Hamilton county, relative to provide for clearing Brown's Tract inlet (Rec. No. 291)	2274, 3874, 3914, 3935
Hamilton grange, relative to acquiring land and property as a memorial building (Int. No. 86)	77
Hamilton, Warren and Essex counties, relative to certain non-resident taxes (Int. No. 1386) . .	1871, 2431, 2693, 2773, 3014
	3095, 3870

Hastings-on-Hudson, relative limits of the village (Int. No. 33).....	66, 132, 146, 196, 287
Hawkers and peddlers, relative to licensing (Int. No. 1464) ..	2151
Hempstead, relative receiver of taxes (Int. No. 132) ..	85, 114 126
143, 191, 223, 952, 1006, 1172, 1211, 1213, 1415, 1437, 1656, 1739	
	2049
Hempstead, relative to planting of oysters and clams in public waters (Int. No. 591) ..	324, 592, 645, 666, 861, 930, 1130
1180, 2048, 2344, 2417, 2495, 3015, 3077, 3255	
Hempstead, relative to legalize bonds for water works purposes (Int. No. 42) ..	68, 114, 124, 134, 149
Herrington, John S., appointed postmaster ..	62
Highway Law, to amend, relative to:	
abolishing the office of overseer of highways (Int. No. 604) ..	325
abolish the labor system of taxation for highway purposes (Int. No. 606) ..	325, 1159
application of the money system of highway improvement (Int. No. 1630) ..	3004, 3264, 3320, 3335
appointment of county engineers (Int. No. 1058) ..	1011, 1439
1523, 1555, 1739, 1894, 2346	
appointment of overseers of highways (Int. No. 432) ..	187
850, 1114, 1204, 1260, 1393, 1452, 1657, 1742	
appointment of overseers of highways (Int. No. 1014) ..	960
1114, 1201, 1252, 1296, 1335, 1622	
appointment of overseers of highways (Int. No. 1037) ..	963
1435, 1520, 1553, 1739, 1898	
assessment of the cost of lands benefited, to provide for (Rec. No. 415) ..	3208, 3892, 3907

Highway Law, to amend, relative to—Continued:	PAGE.
appropriation for construction of good roads (Int. No. 1574)	2673
appropriation for construction of highways (Int. No. 1571)	2598
assessment upon lands (Int. No. 1524)	2350
amount of money to be expended by the State Engineer (Int. No. 1194)	1328, 1812, 1891, 1932, 2225, 2303, 2442 2686, 2789, 2911, 3180, 3232
commissioners and overseers of highways, duties of (Int. No. 495)	253, 1113, 1202, 1254, 1297, 1336, 1622
construction of connecting section of highways (Int. No. 805)	580, 849, 944, 1002, 1016, 1049, 3195, 3255
construction of highways in towns and providing for State aid (Int. No. 602)	325, 1438, 1568
county roads in counties adjoining a city of the first class (Int. No. 379)	168, 300, 400, 454, 849, 922, 1006 1024, 1813, 2017, 2086, 2273, 2328, 3737, 3869
county supervision of highways (Int. No. 764)	498, 2005 3009, 3275, 3325, 3491
decision of commissioners appointed to determine the necessity of laying out highways (Int. No. 769) ..	499, 849 945, 1002, 1017, 1046, 3551
expenditure of moneys raised for highway purposes (Int. No. 1050)	1010, 1379, 1472, 1514, 1656, 1746
extraordinary repairs of highways and bridges (Int. 458)	229, 850, 3008
extraordinary repairs of highways and bridges (Rec. No. 123)	1143, 3007
highway tax in unincorporated villages (Int. No. 1563) ..	2596

Highway Law, to amend, relative to—Continued:	PAGE.
improvement and maintenance of highways (Rec. No. 425)	3256, 3481, 3573, 3609
improvement and maintenance of highways (Rec. No. 95)	1007, 1160, 1268, 1319
improvement and maintenance of highways in certain counties (Int. No. 1265)	1487
inspection of highways by commissioners and overseers (Int. No. 1260)	1487, 1641, 1772, 1822, 1885 1957, 3307, 3332
laying out or altering highways between towns (Int. No. 1148)	1215, 1438, 1522, 1553, 1657, 1757, 1980
liability of towns for bridge breaking (Int. No. 842) ..	619 2374, 2485, 2557, 2601, 2712
plowing, digging and chopping highways (Int. No. 1101)	1079 1439, 1522, 1553, 1657, 1756, 2896, 3145, 3672
powers of board of supervisors, and to provide for improvement of public highways (Int. No. 849)	620, 1113 1199, 1261, 1392, 1453, 2148
purchase of road machines (Int. No. 1068)	1036
removal of stone from highways (Int. No. 90)	78, 178 194, 216, 220, 242, 769, 818
removal of certain fences along highways (Int. No. 1285)	1544
reports of commissioners of highways (Int. No. 444) ..	198 277, 314, 333, 406, 444, 954
road machines and implements (Int. No. 1266)	1487, 1641 1773, 1825, 2016, 2102
State aid in repairing highways (Int. No. 576)	291

Highway Law, to amend, relative to—Continued:	PAGE.
State aid to towns in repairing highways (Rec. No. 182).	1583
	1735, 1842
steam traction engines on highways (Int. No. 1025)....	962
steam traction engines on highways (Rec. No. 276)....	2150
	3360, 3488, 3531
stone crushers, purchase of, and to defray expenses of	
operating (Int. No. 295).....	140, 1380, 1615, 2041
	2220, 2451, 2570
submission of proposition to the people for improve-	
ment of highways (Int. No. 607).....	326
system of taxation for working and repairing highways	
in certain towns (Int. No. 671).....	388, 432, 484, 499
	596, 639, 1138
system of taxation for working highways, relative to	
time when it shall take effect (Int. No. 926).....	775, 1114
	1207, 1254, 1295, 1341, 1702
use of highways (Int. No. 1537).....	2420, 2883, 3123, 3174, 3381
use of highways (Rec. No. 492).....	3876
Hines, Wm. H., elected first assistant doorkeeper.....	15
Holmes, William, appointed messenger	62
Hornellsville General Municipal Law, to amend, relative to	
passage of curfew ordinance (Int. No. 848).....	620, 2000, 2320
	2392, 2877, 3120, 3177, 3328, 3554, 3697, 3706
Hornellsville, to amend charter, relative to encourage and	
promote education (Rec. No. 44).....	660
Hornellsville, Hartshorn Presbyterian Church in, relative	
to change the name (Int. No. 319).....	155, 401, 454, 478, 506
	535, 608

	PAGE.
Hornellsville, relative to justices of the peace (Rec. No. 113).	1084
	2000, 2137
Hornellsville, relative assessments for paving Main street (Rec. No. 150).....	1325, 1507, 1567
Hornellsville, charter of city, to amend, relative sidewalk and street improvements (Rec. No. 188).....	1584, 2003, 2144
	2208, 3678
Hornellsville, relative to establish a water department (Rec. No. 218).....	1869, 2001, 2144, 2207, 3679
Hotels, relative to sale of unclaimed baggage (Rec. No. 320).	2422
	2815, 2942, 3056
Hoyt, Albert E., appointed stenographer to minority leader.	63
Hudson, charter of city, to amend, relative to establish a city court (Int. No. 184).....	93, 131, 142, 143, 159, 362, 772
Hudson, House of Refuge for Women at, relative appropria- tion (Int. No. 1193).....	1328, 1711, 1975, 2010, 2182, 2255
Hudson, House of Refuge for Women at, relative appropria- tion (Rec. No. 269).....	2149, 2256, 2804, 3129
Hudson, House of Refuge for Women at, relative various re- appropriations (Int. No. 908).....	742
Hudson River Water Power Company, relative to right of way in certain counties (Int. No. 325).....	156
Hudson River Water Power Company, relative to right of way in certain counties (Rec. No. 42).....	844, 946, 980
Hunter, Charles H., appointed committee clerk.....	63
Hurd, Norman B., appointed assistant doorkeeper.....	62
Hyde Park Fire Department, relative to incorporate (Int. No. 617)....	343, 721, 784, 1006, 1023, 1212, 1580, 1625, 2737, 3015
	3076, 3255

Hyde Park Fire Department, relative to incorporate (Rec. No. 101)	1082
Hydrophobia, relative cure and prevention of, to establish (Int. No. 1230)....	1420, 2069, 2183, 2221, 2562, 2617, 3305, 3331
I.	
Ilion, village bonds, to legalize, relative to electric light plant (Int. No. 455).....	228, 332, 383, 403, 531, 604, 1137
Italy, Yates county, relative to legalize official acts of David A. Wolven as justice of the peace (Int. No. 1521)....	2349, 2764 2885, 3016, 3082, 3254
Indian Law, to amend, relative powers to contract, Tuscarora nation (Int. No. 1403).....	1928, 3168
Indian reservations, relative to fixing the expenses of court trials (Int. No. 288).....	139, 277, 313, 333, 406, 442, 2501, 2952
Industries, relative to further operation in the United States (Int. No. 1225).....	1366
Industrial unions and associations, relative to registration of employers and employees (Int. No. 1076).....	1038
Inebriates. Home for, New York city, incorporate (Rec. No. 444)	2562
Inspector of gas meters, relative appropriation for certain expenditures (Rec. No. 51)....	744, 1428, 1526, 1574, 1787, 2339
Insanity Law, to amend, relative to appointment and salaries of commissioners (Rec. No. 132).....	1216, 1715, 1853, 1901
Insanity Law, to amend, relative to appointment, terms of office and salaries of commissioners (Int. No. 381)....	169, 847
Insanity Law, to amend, relative to liability for care and support of the insane (Int. No. 1431)....	1993, 2353, 2688, 3120 3172, 3269, 3323, 3352

Insanity Law, to amend, relative to liability for care and support of the insane (Rec. No. 347).....	2749, 3159, 3244, 3291 3792, 4113
Insanity Law, to amend relative commitment and custody of insane (Int. No. 20).....	64
Insanity Law, to amend, relative to Pathological Institute (Int. No. 1627).....	2899, 3218
Insurance:	
agents of life insurance companies, relative to charges against (Int. No. 437).....	197
bankrupt corporations, to provide for transfer of securities and property (Int. No. 1277).....	1489
Church Insurance Association, relative to incorporate, (Rec. No. 292).....	2274, 2766, 2888, 3055, 3119, 3791, 4007
co-operative insurance corporations, relative to extension of the corporate existence (Int. No. 1052).....	1010 1250, 1298, 1866
domestic corporations, relative limitation of risk (Int. No. 1306).....	1630, 2159, 2328, 2380, 2601, 2705, 3548
exemption from levy and sale of benefits, etc., of fraternal beneficiary societies (Int. No. 1590).....	2754
Fidelity Mutual Title Insurance Co., relative to incorporate (Int. No. 973).....	826
foreign fire insurance corporations, to amend law, relative to (Int. No. 1162).....	1289
foreign fire insurance corporations, relative distribution of tax paid by agents (Int. No. 313)....	155, 721, 754 816, 861, 1358, 1412, 1442, 1594, 1683, 3552

Insurance—Continued:

PAGE.

fraternal societies, notice of assessments (Int. No. 820) . .	582
1641, 1774, 1826, 2023, 2104, 3254	
insurance upon the lives of minors, to amend law, relative to (Rec. No. 433) . . .	3258, 3354, 3488, 3530, 3556, 3699
	3714
insurance against disablement, resulting from sickness, to amend law, relative to (Int. No. 1378) . .	1870, 2906, 3021
	3074, 3154, 3229
insurance against disablement, resulting from sickness, to amend law, relative to (Rec. No. 393) . . .	3154, 3274, 3692
	3814, 3827
insolvent corporations and impairment of capital stock, to amend law, relative to (Int. No. 1348) . .	1792, 2160, 2239
	2288, 2561, 2624, 3733, 3869
investment of funds of insurance corporations, relative to stocks of other corporations (Int. No. 835)	618
life insurance policies, to amend law, relative to time for lapsing (Int. No. 1034)	963
Mutual Life Insurance Co., relative annual accounting of policyholders and distribution of profits or surplus (Int. No. 791)	524
mutual title guarantee companies, to amend law relative to (Int. No. 752)	467
Mutual Life Insurance Co., relative to limit the expense of obtaining new business (Int. No. 792)	524
Niagara Fire Insurance Co., Erie county, relative to change name (Int. No. 315)	155, 991, 1019, 1033
Niagara Fire Insurance Co., Erie county, relative to change name (Rec. No. 97)	1033, 1075

Insurance—Continued:

PAGE.

policies, to amend law, relative to valuation (Int. No. 1347).....	1792, 2160, 2239, 2282, 2385, 2480
reorganization of existing corporations and amendment of certificates (Rec. No. 297).....	2275, 2906, 3024, 3110, 3866 4010
repayment of excess premiums, relative in case of over-insurance against loss by fire (Int. No. 492)....	252, 721 1250, 1299, 1385, 1519, 1600
standard fire insurance policy, relative to be prescribed and used (Int. No. 1368).....	1795, 2160, 2239, 2282, 2386, 2480 3742, 3870
standard fire insurance policy, relative to be prescribed and used (Int. No. 836).....	618
title and credit guaranty corporations, to amend law relative to (Int. No. 1683).....	3374, 3555, 3698, 3703, 4137
valuation of policies, to amend law relative to (Rec. No. 323).....	2422, 2905, 3025, 3117
valuation of policies of health insurance, to amend law relative to (Rec. No. 392).....	3153, 3274, 3692, 3815, 3828
valuation of policies of health insurance, to amend law relative to (Int. No. 1379).....	1870, 2906, 3021, 3074, 3228
Ithaca, charter of city, to amend, relative to adoption of a sanitary code (Rec. No. 436).....	3258, 3477, 3571, 3631
Ithaca, relative to borrow money and issue bonds for payment of existing indebtedness (Rec. No. 353).....	2750, 2903, 3025 3116
Ithaca, to establish a system of graded schools, relative to election of school commissioners (Rec. No. 307)....	2276, 2440 2568, 2654

Ithaca, to incorporate city, relative to municipal year, elec- tion, appointment and term of city officers (Rec. No. 306).	2276
	2547, 2610, 2729
Ithaca, relative to change name of Tompkins Co. Co-opera- tive Fire Insurance Co. (Int. No. 609)....	326, 990, 1018, 1072
	1169, 1272

J.

Jamaica, Woodhaven fire department, to incorporate, rela- tive to officers (Int. No. 1421)...	1930, 2069, 2223, 2562, 2616
	3004
Jamestown, to incorporate the city, relative to method of drawing jurors (Int. No. 1342).	1708, 1997, 2078, 2225, 2296, 3146
Jamestown, relative to proper observation of Memorial day (Int. No. 1283).....	1490, 1997, 2079, 2387, 2453, 2743, 3552
Jamestown, to revise charter, relative to paving streets (Int. No. 1182).....	1326, 1638, 1769, 1823, 2016, 2098, 2742, 3552
Jamestown, relative to pensioning policemen (Int. No. 1440).....	1995, 2904, 3010, 3178, 3233, 3801
Johnson, Bradish, estate of, relative to executors (Int. No. 8).....	53, 113, 161, 181, 248, 254, 319
Johnson, Cassius A., appointed messenger.....	62
Johnson, Edward, appointed page.....	62
Johnston, Frank W., elected sergeant-at-arms.....	14
Johnstown, to incorporate the city, relative to annual city tax levy (Int. No. 1412).....	1929, 2363, 2450, 2686, 2789
Johnstown, to incorporate city, relative to city tax levy (Rec. No. 329).....	2504

Johnstown, to incorporate city, relative to opening, extending and laying out streets (Int. No. 1599).....	2756, 3161, 3225 3356, 3486, 3491, 3512, 3869
Judgments obtained in favor of journeymen, laborers, etc., relative collection (Int. No. 81).....	76
Jurors, commissioner of, to create, relative to exemptions of jurors (Int. No. 832).....	617, 1098, 1203, 1263, 1392, 1460, 2501
Jurors, commissioner of, in the several counties, to create (Int. No. 454).....	228, 848, 944, 995, 1132, 1189, 1702
Jurors, commissioner of, in counties having certain population, to create (Int. No. 713)....	418, 912, 964, 1012, 1264, 1309 3254
Jurors, commissioner of, to create, relative to making list of jurors (Int. No. 798).....	525, 2063, 2325, 2383, 3125
Jury, special, relative to provide for in criminal cases (Int. No. 161).....	90, 330, 382, 407, 453, 480, 596, 636, 2500
Jury, special, relative to provide for in criminal cases (Rec. No. 40).....	583, 720, 754, 792, 1134, 3487, 3520
Jurors, trial, relative to regulate the drawing of (Int. No. 36)	66

K.

Kennedy, John H., appointed committee clerk.....	63
Kingston, relative board of education to issue bonds for erection of a schoolhouse (Int. No. 967)...	825, 1440, 1512, 1558 1661, 2047, 2499
Kingston, relative board of education to issue bonds for erection of a schoolhouse (Rec. No. 190).....	1584
Kingston, relative to issue bonds for payment of bonds due of the Walkill Valley Railway (Int. No. 45)...	68, 110, 196, 286

Kline, Wm. J., appointed deputy clerk.....	62
Knapp, Amos, appointed assistant index clerk.....	62

L.

Labor Law, to amend, relative to bakers (Int. No. 13).....	54
Labor Law, to amend, relative to employment of citizens on public works (Int. No. 156).....	88, 591
Labor Laws, relative to more effective enforcement (Int. No. 560)	289
Labor Law, to amend, relative to engineers and firemen in charge of boilers and engines (Int. No. 1287).....	1544
Labor Law, to amend, relative to hours of service on rail- roads (Int. No. 931).....	776
Labor Law, to amend, relative to labeling goods manufac- tured in tenement houses (Int. No. 1111).....	1081, 2374
Labor Law, to amend, relative to preferences in employment of citizens on public works (Int. No. 571).....	290
Labor Law, to amend, relative to posting of law in factories (Int. No. 795).....	525, 855, 943, 1001, 1016, 1052, 3797
Labor Law, to amend, relative to providing wash rooms and water closets in factories (Int. No. 716)....	419, 855, 944, 1000 1129, 1188, 2411, 2500
Labor Law, to amend, relative to public laundries (Int. No. 290).....	139, 855, 1065, 1121, 1168, 1274, 1398, 1539, 1656, 1741 3796
Labor Law, to amend, relative to safety appliance for scaffolding for use of employees (Int. No. 158).....	89, 590

Labor Law, to amend, relative to scaffolding, and protection of employees on buildings in cities (Int. No. 1470).....	2152 2375, 2490, 2555, 2600, 2722
Labor Law, to amend, relative to scaffolding, and protection of persons employed on buildings in cities (Rec. No. 406).	3207
Labor Law, to amend, relative to statistics furnished com- missioner of labor (Int. No. 1469).....	2152, 2375, 2490, 2555 2601, 2722
Labor Law, to amend, relative to statistics furnished to the commissioner of labor (Rec. No. 373).....	3148
Labor Law, to amend, relative to licensing of steam engin- eers (Int. No. 1653).....	3156, 3315, 3493
Labor Law, to amend, relative to appointment of volunteer deputy factory inspectors (Int. No. 1624).....	2898
Labor Law, to amend, relative to tenement-made articles (Int. No. 543).....	267, 401, 454, 480, 596, 637, 4143
Labor Law, to amend, relative to work in tenements and dwelling houses (Int. No. 1013).....	960
Labor Law, to amend, relative to time when wages are to be paid (Int. No. 517).....	263
Labor Law, to amend, relative to wages for public works (Int. No. 855).....	654
Labor Law, to amend, relative to employment of women and children at polishing and buffing (Int. No. 794)...	525, 854, 944 1002, 1130, 1190, 3797
Iacona, Oswego Co., relative to legalize the sale of bonds (Int. No. 329).....	157, 477, 500, 596, 630, 1286, 1358
Lake George, relative to authorize Wm. S. Tuttle to raise sunken vessels (Int. No. 1021).....	961, 1436, 1524, 1556, 1738 1897, 3193

Lammert, Henry C., elected official stenographer.....	16
Lancaster, charter of village, to amend, relative to officers (Int. No. 968).....	825, 2166, 2558, 2775, 2911, 3253
Land condemned for public improvement, an act, relative to (Int. No. 190).....	98, 274, 313, 333, 405, 447, 1866, 2272
Landy, James E., appointed clerk to committee on railroads.	63
Lawrence, A. D., appointed chief messenger in charge of pages	62
Leave of absence granted to:	
Mr. Adler	89, 135
Mr. Allds	135
Mr. Bedell	1291
Mr. Bell	522, 2419
Mr. Baum	579
Mr. Brill	1292
Mr. Burns	579
Mr. Cotton	89
Mr. Coughtry	1418
Mr. Honeck	2807
Mr. Hyman	579
Mr. Kaiser	158
Mr. Knipp	1292
Mr. Leggett	102, 137, 1322
Mr. Lewis, M. E.....	97
Mr. Morgan	1292
Mr. Nye	579
Mr. O'Malley	89
Mr. Phillips	228, 1292
Mr. Plank	158

Leave of absence granted to—Continued:	PAGE.
Mr. Rierdon	282, 367
Mr. Roberts	1621
Mr. Sherer	1361
Mr. Smith, A. R.	616
Mr. Smith, J. L.	89
Mr. Treat	196, 367
Mr. Ulman	158
Mr. Weber	1292, 1874
Mr. Weekes	739
Legislative printing, relative appropriation for balance due upon contract expired (Int. No. 1665)....	3214, 3277, 3325, 3491 3557, 3697, 3705, 3871
Legislative Law, to amend, relative to provide for drafting of bills (Int. No. 725).....	420, 623, 663, 670, 728, 758, 1360
Legislative Law, to amend, relative to extra copies of mes- sages and reports (Rec. No. 413).....	3208
Legislative Law, to amend, relative officers and employees of Senate and Assembly and their compensation (Int. No. 1556).....	2507, 2675, 2783, 3010, 3179, 3204, 3211, 3359, 3380 3485, 3504, 3797
Legislative Law, to amend, relative printing of messages and reports (Int. No. 745).....	466
Leonard, Edgar, a notary public, relative to legalize the acts of (Rec. No. 133).....	1216, 1366, 1480, 1533
Lien Law, to amend, relative to advance payments (Int. No. 316)	155, 392, 454, 521, 541, 607
Lien Law, to amend, relative to building and loan contracts and mechanic's liens (Int. No. 1429).....	1993
Lien Law, to amend, relative creating a lien on property held by third parties (Int. No. 123).....	83

Lien Law, to amend, relative to ensilage and fodder-cutting machinery (Int. No. 1012).....	960, 1720, 1833, 1888, 1931 2081, 2200
Lien Law, to amend, relative to the extent and priority of liens (Int. No. 157).....	89
Lien Law, to amend, relative place of filing chattel mort- gages (Int. No. 797).....	525, 848, 944, 1068, 1128, 1329, 1409 1559, 1613, 1764, 2346
Lien Law, to amend, relative to filing of notice of lien (Int. No. 98).....	79, 113, 126, 133, 134, 152, 1356, 1418, 1865, 3793
Lien Law, to amend, relative to liens of hotel, inn, boarding and lodging house keepers (Int. No. 291).....	139
Liquor Tax Law, to amend, relative to certificates to fruit growers (Int. No. 1159).....	1288, 1820, 1973, 2010, 2180, 2250, 2298
Liquors, traffic in, to amend law, relative to arrests for vio- lation (Int. No. 549).....	288
Liquors, relative to regulate the traffic in, by local authori- ties (Int. No. 17).....	64
Liquors, traffic in, relative to local option (Int. No. 1252) ..	1423 3812, 3817, 3999
Liquors, traffic in, to amend law, relative to local option (Rec. No. 334).....	2596, 3265, 3355, 3488, 3559, 3700, 3709
Liquors, traffic in, relative to regulate (Int. No. 1530).....	2419
Liquor Tax Law, to amend, relative to payment of revenues derived from liquor taxes to villages (Int. No. 1061).....	1035
Liquor Tax Law, to amend, relative to side-doors, side- entrances, screens and blinds (Int. No. 224).....	104, 1011
Liquors, traffic in, to amend law, relative to tax certificates (Int. No. 1125).....	1140

	PAGE.
Literature fund, relative to distribution to academic schools (Int. No. 1598)	2755, 3211, 3265, 3313, 3327, 3379, 3452, 3871
Lighthall, Miss Ada, appointed stenographer	63
Little Falls, relative to legalize assessments for construction of sewers (Int. No. 431)	187, 844, 921, 1005, 1021
Little Falls, relative to legalize assessment for construction of sewers (Rec. No. 86)	874, 1374, 1480, 1535
Little Falls, relative purchase of fire apparatus (Rec. No. 68)	828, 990, 1021, 1062, 1265, 1313, 1359
Little Falls, relative purchase of fire apparatus (Int. No. 768)	498, 843, 941, 997, 1131, 1183
Little Falls, relative to incorporate the city (Rec. No. 326)	2504 2903, 3024, 3113
Little Falls, relative to grading of Whited street (Int. No. 430)	187
Little Falls, relative to grading of Whited street (Rec. No. 15)	327, 395, 456, 494
Lloyd, L. J., appointed page	63
Lockport, to revise charter, relative to claims, actions and collection of taxes (Int. No. 860)	655, 841, 941, 999, 1131 1184, 1359, 1699
Lockport, relative incorporation of cemetery association (Int. No. 47)	68, 190, 222
Lockport, relative to provide for a city hospital (Int. No. 1522)	2349, 2761, 2885, 3016, 3083, 3550
Lockport, to revise charter, relative to city taxes (Rec. No. 105)	1082, 1223, 1300, 2049
Lockport, to revise charter, relative to water supply (Rec. No. 216)	1868

Lockport, to revise charter, relative to water works (Int. No. 1106)	1080, 1506, 1563, 1589, 1738, 1847, 1980
Long Island Baptist Association, relative to amend proceedings of incorporation (Int. No. 1639)	3006, 3168, 3225
	3314, 3326, 3379, 3455, 3686
Long Island City, relative to claim of Thomas Penders (Int. No. 566)	290, 1371, 1475, 1511, 1559, 1670, 3252
Long Island City, relative unpaid taxes, water rates and rents (Int. No. 324)	156, 1114, 1208
Long Island City, relative unpaid taxes, water rates and rents (Rec. No. 179)	1583
Long Island Railroad Ferry, relative to reduce the rate of ferriage on (Int. No. 358)	165, 625
Long Island State Hospital, relative to convey land to the town of Smithtown (Int. No. 876) ..	657, 853, 945, 997, 1131, 1186
	1780, 1867
Ludolph, Andrew, appointed messenger	62
Lyons, to incorporate the village, relative to election of police justice (Int. No. 685)	413, 723, 752, 922, 1005, 1029
	1265, 1307, 1417
Lyons, relative construction of a bridge over the Erie canal at Water street (Int. No. 1529)	2419
Lyons, bridge over Erie canal at Water street, relative to construction (Int. No. 1353)	1793, 3482, 3568, 3585, 4137

M.

MacKenzie, Mervyn, relative examination for admission to the bar (Int. No. 212) ..	102, 1099, 1206, 1253, 1296, 1346, 2211
	2334
Malles, Paul A., appointed general messenger	63

Malone, Institution for Deaf-Mutes at, relative appropriation for addition (Int. No. 906)....	742, 1424, 1617, 1645, 1832 1910, 3193
Mamakating, town of, to authorize railroad commissioners to issue bonds (Int. No. 209)...	102, 276, 313, 334, 405, 448, 789
Manchester, relative to change name of the First Presbyterian Society (Int. No. 608)...	326, 854, 941, 1001, 1015, 1045, 1212 1624, 1625, 1701
Manhattan Mortgage Co., to incorporate, relative to increase its capital stock (Int. No. 1337)...	1708, 2064, 2235, 2281, 2289 2394, 3065
Manor of Rensselaerwyck, relative to leases affecting title of property (Int. No. 1641).....	3007
Matthews, Eddie A., appointed page.....	62
Mayville, to incorporate the village, relative to amount of annual village tax (Int. No. 1391)...	1872, 2160, 2219, 2388, 2458 3127, 3796
McCarragher, D. J., appointed assistant superintendent of documents	62
McDowell, Robert, appointed page.....	63
McGrawville, to amend charter of village, relative to fire department (Int. No. 1320)....	1631, 2161, 2328, 2559, 2776, 2923 3548
McKinstry, Louis, appointed Speaker's clerk.....	54
McKnight, E. S., appointed stenographer.....	63
McLaughlin, John B., appointed general messenger.....	63
McMurray, James G., appointed clerk to committee on codes.....	63

Mechanics' tools, relative to provide for a safe repository for (Int. No. 706).....	417, 2766, 2888, 2907, 3013
Mechanicville, bridge over Champlain canal connecting Burke avenue with Francis street, relative to construc- tion (Int. No. 1094).....	1078, 1709, 1842, 1879, 2081
Mechanicville, relative to establish a public park (Int. No. 25)	65, 131, 161, 181, 191, 225, 440, 510, 954
Mechanicville, to amend charter of village and repeal cer- tain acts (Rec. No. 175).....	1582
Mechanicville, charter of village to amend, relative to street sprinkling fund (Int. No. 1377).....	1869, 2174, 2239, 2282, 2451 2572, 2741
Medical societies, relative to exempt from taxation (Int. No. 160).....	90, 3874, 3913, 3926
Mechanicville, to amend charter, relative to powers of trus- tees (Int. No. 1114).....	1081, 1510, 1557, 1738, 1893, 2500
Medina, relative to reappropriate money for the erection of a State armory (Int. No. 369).....	167, 295, 382, 403, 440, 493
Members absent without leave of the House:	
Mr. Cook	2316
Mr. Fordyce	2316
Mr. Geoghan	2110
Mr. Hallock	3457
Mr. O'Brien	3441
Mr. Plank	2316
Mr. Rierdon	2110
Mr. Thorne	3559
Mr. Vacheron	3441

Membership Corporations Law, to amend, relative to family cemetery corporations (Int. No. 1291)	1545, 2062, 2184, 2220 2387, 2470, 3194
Membership corporations, to amend general laws, relative to Christian associations (Int. No. 1587)	2754
Membership corporations, to amend law, relative to Chris- tian associations (Rec. No. 468)	3556, 3693, 3699, 3715
Membership Corporations Law, to amend, relative consoli- dation of corporations (Int. No. 979)	869
Membership Corporations Law, to amend, relative to ceme- teries in certain counties (Int. No. 1444)	2053, 2758, 2887 2907, 3013, 3099
Membership Corporations Law, to amend, relative acquiring land for cemetery purposes in certain counties (Rec. No. 192)	1630
Membership Corporations Law, to amend, relative cemetery land (Int. No. 976)	868
Membership Corporations Law, to amend, relative to in- formation for use of members (Int. No. 1622)	2898, 3159 3171, 3179, 3272, 3548
Membership Corporations Law, to amend, relative special meetings for election of directors (Rec. No. 399)	3156, 3215 3281
Merchandise, certain articles of, relative to prevent fraud in manufacture and sale (Int. No. 1241)	1421, 2434, 2566, 2599 2777, 3026
Merchandise, certain articles of, relative to prevent fraud in manufacture and sale (Int. No. 1142)	1142

Memorial or Decoration Day, relative to proper observance of, in towns (Rec. No. 100).....	1008, 1115, 1210, 1283
Memorial of the Prison Association of New York.....	2418
Middleport, relative appropriation for a drain (Int. No. 1109)	1081
	1425, 1526, 1553, 1657, 1760, 2346
Middletown, to incorporate city, relative to issue bonds for improving water works (Int. No. 303)....	141, 200, 232, 258
	336, 411, 595, 622, 818, 1212
Milanville Bridge Co., relative to incorporate and construct bridge over the Delaware river (Int. No. 384)...	169, 622, 818
	858, 926, 975
Military Code, relative to amend general laws (Int. No. 231)	118
	428, 485, 501, 669, 761, 795, 2664, 2744
Military instruction in schools, relative to cities of the 1st and 2d class (Int. No. 900).....	741, 2433, 2690, 2767, 2910, 3043
Militia, relative to amend general laws (Int. No. 259).....	122
Millard, James H., appointed messenger	62
Miller, Miss Carrie, appointed stenographer to committee on cities	63
Miller, Henry J., appointed committee clerk.....	63
Miller, Lloyd, appointed committee clerk.....	63
Miller, Raymond D., appointed page.....	62
Milo, relative to appropriation for bridge over outlet of Crooked lake (Int. No. 498)....	253, 1713, 1842, 1879, 2019, 2108
	3253
Minden, relative to construction of a steel bridge over Otsquago creek (Int. No. 413).....	185, 1147, 1355, 1386, 1519
	1609, 3193, 3473, 3543, 3545

	PAGE.
Missionary Society of the Most Holy Redeemer, relative to release real estate from assessments (Int. No. 810).....	581
Mohawk aqueduct, relative to construction of bridge over Erie canal (Rec. No. 389)....	3153, 3361, 3488, 3527, 3635, 4034 4035
Money deposited with the State, relative to loan commis- sioners to record mortgages made by them (Int. No. 258)..<	121
Money, relative to regulate the loaning of when a salary is security for payment (Int. No. 874).....	657, 1434, 1618, 1645 1832, 1919
Money, relative to regulate the loaning of, in certain cases (Int. No. 659).....	386
Money, transmission of to foreign countries, relative to regu- late (Int. No. 1197).....	1361
Monroe county, relative to bicycles and sidepaths (Int. No. 1495).....	2277, 2816, 3259, 3320, 3333
Monroe county, relative to enrollment of members of polit- ical parties (Rec. No. 131).....	1216, 1366, 1480, 1532
Montefiore Home for Chronic Invalids, relative to changing its corporate name (Rec. No. 239)..<	1988, 2062, 2185, 2262, 2592
Montgomery, relative to revise charter of village and repeal certain acts (Rec. No. 70).....	829, 1032, 1062
Montgomery, relative to revise charter of village and repeal certain acts (Int. No. 206).....	100, 995, 1019
Montgomery county, relative to make the office of sheriff salaried (Int. No. 1206)..<	1363, 2076, 2324, 2383, 2562, 2633, 3136
Monument in commemoration of Twenty-eighth Regiment, relative to appropriation for construction (Int. No. 814)..<	582 2056, 2236, 2281, 2452, 2573, 3136

Monument to the memory of the Thirty-fourth Regiment Volunteer Infantry, relative to provide for erection (Rec. No. 409).....	3208, 3333, 3691, 3696, 3814, 3836
Moore, Jerry, appointed page.....	62
Moore, W. S., appointed deputy clerk.....	62
Morehouse, for relief of, relative to taxes on lands (Int. No. 1161).....	1289, 1642, 1772, 1821, 1886, 1956, 2741, 3364
Mortgages of record in certain cases, relative to discharge (Int. No. 366)....	167, 910, 966, 1017, 1074, 1265, 1313, 1519, 1579 2590, 2744
Mortgages, to amend law, relative to discharge of (Rec. No. 66)	827
Morris, Tribush, appointed stenographer.....	63
Mount Morris, to revise charter, relative to unpaid village taxes (Int. No. 1381)....	1870, 2552, 2693, 2767, 2910, 3048, 3253
Mount Vernon, relative to appropriation for enlarging the armory (Int. No. 597).....	324
Mount Vernon, to amend charter, relative to board of educa- tion (Int. No. 1478)....	2216, 2550, 2607, 2684, 3015, 3088, 3252 3686
Mount Vernon, charter of city, to amend, relative to city boundaries (Int. No. 1042).....	1008
Mount Vernon, charter of city, to amend, relative to city officers and official newspapers (Rec. No. 53)....	745, 990, 1021 1060, 1980, 2345
Mount Vernon, to amend charter, relative to powers of com- mon council (Rec. No. 380)....	3150, 3263, 3477, 3482, 3571, 3634
Mount Vernon, relative for relief of the Church of the Ascen- sion (Int. No. 395).....	171

Mount Vernon, relative to establish the office of comptroller (Rec. No. 27).....	467, 586,	651
Mount Vernon, relative to construction of an outlet sewer (Int. No. 1001).....		872
Mount Vernon, to revise charter, relative to fire department (Int. No. 880).....		658
Mount Vernon, relative to relief of First University Society (Int. No. 121).....	83, 401, 455, 478, 505, 538, 819, 1581,	1861
Mount Vernon, relative to acquire lands for library site and issue bonds (Int. No. 1479)....	2216, 2548, 2607, 2680, 2886,	3031
Mount Vernon, relative to acquire lands for library site and issue bonds (Rec. No. 350).....	2749,	3068
Mount Vernon, to amend charter, relative to free public library (Rec. No. 149).....	1325, 1809, 1892,	1967
Mount Vernon, charter of city, to amend, relative to marshal of city court (Int. No. 986)....	870, 1492, 1807, 1890, 1931,	2080
	2203, 3146,	3687
Mount Vernon, charter of city, to amend, relative to officers (Int. No. 821).....		582
Mount Vernon, relative to provide for a police pension fund (Int. No. 895).....		740
Mount Vernon, relative for relief of the Roman Catholic Church of the Sacred Heart (Int. No. 394).....		170
Mount Vernon, relative for relief of the Roman Catholic Church of the Sacred Heart (Rec. No. 33).....		526
Mount Vernon, relative to school sites and alteration of schoolhouses (Int. No. 702)....	417, 1165, 1355, 1386, 1518,	1610
Mount Vernon, relative to construction of an outlet sewer (Rec. No. 362).....		2751

Mount Vernon, charter of city, to amend, relative to ward boundaries (Int. No. 999)	872, 1507, 1563, 1589, 1738, 1845 2212, 2807, 3312
Mount Vernon, to amend charter, relative to ward boundaries (Rec. No. 243)	1988
Mount Vernon, relative to widening and extending White Plains road (Int. No. 703)	417, 1501
Munn, Stephen B., and wife, relative to sale of lands (Int. No. 1164)	1289, 2353, 2688, 2768, 2910, 3043, 3547
Murden, David S., appointed committee clerk	63
Murphy, Henry A., appointed committee clerk	63
Muzzey, H., appointed page	62

N.

Nassau county, relative to compensation of assessors and commissioners of highways (Rec. No. 231)	1987
Nassau county, relative salary of district attorney and county clerk (Int. No. 1290)	1545, 1816, 1891, 1934, 2225, 2301 2742
Nassau county, relative to extend term of office of certain town officers (Int. No. 1673)	3259
Nassau county, relative compensation of sheriff (Int. No. 568)	290, 589, 646, 662, 748, 808, 1137, 1560
Nassau county, relative to authorize town boards to recopy their records (Int. No. 611)	326, 589, 646, 663, 748, 807, 1137 1560
Naturalization, relative to regulate the procedure in courts (Int. No. 35)	66

Naval Arch Association, relative to incorporate (Rec. No. 215)	1868, 2040
Navigation Law, to amend, relative to application of article five (Rec. No. 280)	2150, 3809, 3892, 3911
Navigation Law, to amend, relative to floating of logs or rafts in Lake George (Int. No. 695)	415, 625, 918, 1065, 1122 1329, 1404, 3136
Navigation in certain tide waters, relative to protect (Int. No. 189)	98
Newburgh, charter of city, to amend, relative powers of Common Council to enforce ordinances (Int. No. 210)	102 475, 508, 529, 669, 763
Newburgh, charter of city, to amend, relative powers of Common Council to enforce ordinances (Rec. No. 26)	467 1810, 1892, 1965
Newburgh, relative to care and maintenance of indigent persons (Int. No. 1096)	1079, 1371, 1477, 1515, 1656, 1751
Newburgh, charter of city, to amend, relative to water supply and collection of water rents (Int. No. 211)	102, 475 508, 528, 669, 762, 2047
Newfane, Wilson and Lewiston, relative to refund indebtedness and issue bonds (Int. No. 1486)	2218, 3263, 3321, 3339 3798
New Rochelle, to amend charter, relative to city officers (Int. No. 1119)	1139, 1494, 1620, 1651, 1935, 2029, 2502, 3788, 4030
New Rochelle, to incorporate the city, relative playgrounds for children (Int. No. 1572)	2598, 2902, 3124, 3174, 3381
New Rochelle, to incorporate the city, relative play grounds for children (Rec. No. 387)	3153, 3260, 3361, 3487, 3524

New Rochelle, to amend charter, relative to bonds for road improvements (Int. No. 1272).....	1488
New Rochelle, appropriation for public library (Rec. No. 479)	3692, 3695, 3815, 3841
New Rochelle, relative sewer system in residence park (Int. No. 827).....	616, 1092, 1352, 1386, 1519, 1604, 2743, 3333
New York city, charter, to amend, relative to:	
actions for penalties (Rec. No. 151)....	1325, 1809, 1976, 2011
	2182, 2257, 2502
actions for penalties (Int. No. 898).....	740, 1234, 1397, 1442
	1558, 1666
appeals in abandonment proceedings (Int. No. 1089)...	1078
	1504, 1566, 1589, 1739, 1852
assessments for local improvements, collections of (Int. No. 1552).....	2507
assessment and taxation of lands used as reservoirs, etc. (Int. No. 306).....	154, 987, 1067, 1121, 1130, 1197
	1703, 2734, 3310
attendants of courts (Int. No. 1116)....	1139, 2549, 2605, 2685
	3015, 3085
auctioneers (Int. No. 29)....	65, 585, 817, 858, 1016, 1040, 1264
	1308
board of docks, and to municipal ownership of ferries (Int. No. 147).....	87
board of City Record (Int. No. 1688)...	3374, 4035, 4053, 4135
bureau for recovery of penalties (Int. No. 1351).....	1793
bureaus for division of service in law department (Int. No. 1239)	1421

New York city, charter, to amend, relative to—Continued	
city magistrates, method of selecting (Int. No. 943)...	822
	1094, 1354
children's fold, participation by, in the distribution of	
school fund (Int. No. 925).....	775, 1505, 1565, 1589, 1738
	1849, 2046, 2949
clerk to sign warrants (Rec. No. 28).....	526, 989, 1020, 1056
	1982, 2395, 3308
coroners (Int. No. 1593).....	2754
court of special sessions (Int. No. 829).....	617, 1493, 1619
	1645, 1831, 1915
contracts for work or supplies (Int. No. 439).....	198
city court of New York (Rec. No. 299).....	2275
department of buildings (Int. No. 142).....	86
department of buildings, relative to penalties for viola-	
tion of Building Code (Int. No. 1518).....	2349
department of docks and ferries (Int. No. 1696)...	3564, 4034
	4042, 4139
department of docks and ferries (Int. No. 1698)...	3696, 4035
	4049, 4135
department of docks and ferries (Int. No. 1689)...	3375, 4035
	4047, 4136
department of education (Int. No. 1687).....	3374, 4035
	4052, 4135
department of education (Int. No. 1074).....	1037
department of education (Int. No. 335)....	163, 719, 750, 786
	1006, 1027
department of education (Int. No. 1497).....	2278
department of public printing, to establish (Int. No.	
910)	742

New York city, charter, to amend, relative to—Continued	PAGE.
department of street cleaning (Int. No. 988).....	870, 1224
department of street cleaning (Int. No. 777).....	522
district clerks (Int. No. 1376)....	1869, 2551, 2692, 2772, 3014
	3093
elevators in apartment and tenement houses (Int. No. 1360)	1794
exempt or veteran volunteer firemen's associations in boroughs of Queens and Richmond (Rec. No. 381)..	3150
exempt or veteran volunteer firemen's associations in boroughs of Queens and Richmond (Int. No. 1245)..	1422
	2357, 2483, 2557, 2686, 2790
exhibitions on Sunday (Int. No. 1355).....	1793
fees in municipal courts (Int. No. 666).....	387, 1505, 1564
fees in the municipal court (Int. No. 1009).....	959
ferries (Int. No. 1315).....	1586, 1807, 1889
fire commissioners, to define powers, relative to relief fund (Int. No. 1087)....	1077, 1634, 1770, 1800, 1995, 2079
	2224, 2298
fire commissioners, to define the powers of (Int. No. 722)	420, 840, 942, 998, 1076
fire commissioners, to define powers (Int. No. 1080)....	1039
	1635, 1770, 1801, 1996, 2078, 2225, 2297, 3799
fire commissioners, to define powers (Int. No. 1079)....	1038
	1637, 1769, 1800, 1995, 2078, 2181, 2243, 3799
foreign fire insurance companies, relative distribution of moneys (Int. No. 73).....	75, 131, 147, 158, 221, 235
	1417, 2147
gas, establishment of a system and plant (Int. No. 21)..	64
	1977

	PAGE.
New York city, charter, to amend, relative to—Continued	
general powers of commissioners as to management of	
parks (Int. No. 334)	162, 718, 750, 787, 1005, 1029 1174, 3658, 3800
Greater New York Charter, to amend generally (Rec.	
No. 363)	2751, 2820, 2821, 2864, 2876, 2892, 4023
Hellgate pilots (Int. No. 1526)	2419, 3260, 3314, 3574
inferior courts of criminal jurisdiction, to equalize the	
salaries of city magistrates (Int. No. 225)	104
Inferior courts of criminal jurisdiction and providing	
for trials by jury (Int. No. 146)	87
lands under water, patenting of, by commissioners of	
the land office (Int. No. 32)	66, 1234, 1397, 1443, 1655, 1744
licensing places of dancing (Int. No. 1475)	2216
licensing places of public exhibitions and dancing (Int.	
No. 317)	155, 840, 942, 996, 1129, 1192, 1394, 1594, 1685 2036
lights in theatres (Int. No. 1357)	1794
local improvements (Int. No. 1442)	1995, 2550, 2606, 2680 2778, 2933
municipal court (Int. No. 223)	104, 329, 382, 404, 531, 603 1621
municipal court of the city of New York (Int. No. 692) .	415 841, 941, 1003, 1129, 1185
municipal court, city of New York (Int. No. 96)	79
municipal court, city of New York (Int. No. 246)	120, 475 509, 529, 669, 765
municipal court, city of New York (Int. No. 141)	86, 986 1020, 1075, 1265, 1317, 1355

New York city, charter, to amend, relative to—Continued	PAGE.
municipal court, city of New York (Int. No. 129)....	84, 273
	315, 381, 407, 453, 478, 505, 531
municipal court, city of New York (Int. No. 97).....	79
New Aldermanic district, to create (Int. No. 164).....	90
newspapers to be designated in which corporate notices are to be advertised (Int. No. 679)...	389, 1492, 1619, 1651
	1936, 2030
offensive trades in the several boroughs (Int. No. 971)...	826
	1998, 2368, 2445, 2693, 2904, 3021, 3075, 3268, 3323, 3378
	3443
occupying public streets as hack stands (Int. No. 559)...	289
patented articles, purchase of (Int. No. 1031)...	962, 1807, 1890
	1932, 2081, 2201
patrolmen and firemen, qualifications of (Rec. No. 130)...	1216
	1374, 1479
pension fund for the police department (Int. No. 1246)...	1422
piers for recreative purposes, borough of Manhattan (Int. No. 1487).....	2218, 2759, 3122, 3177, 3381
piers in borough of Manhattan, relative to setting apart for recreative purposes (Int. No. 737)....	465, 1635, 1971
	2012, 2386, 2460
police commissioner (Int. No. 1154)....	1288, 1505, 1566, 1591
	1887, 1945, 2388, 2454
police department (Int. No. 1366).....	1795
police department (Int. No. 1686)....	3374, 4035, 4046, 4134
police department (Int. No. 949).....	823, 1370, 1474, 1553
	1739, 1894
police department (Int. No. 569).....	290
police department granting licenses (Int. No. 641)...	366, 1372
	1478, 1515, 1656, 1754, 2346, 3204

New York city, charter, to amend, relative to—Continued	PAGE.
police force (Int. No. 1121).....	1140, 3482, 3484
powers of the fire commissioner (Int. No. 935).....	821, 1802
	1975, 2010, 2082, 2189, 2289
precautions against fire and use of aisles in places of amusement (Int. No. 321).....	156, 273, 315, 335, 481, 514
prevention of fires, explosives and combustible ma- terials (Int. No. 1243)....	1421, 2155, 2331, 2601, 2694, 3685
publication of notices of contracts to be awarded or bonds to be sold (Int. No. 1657).....	3156
public libraries, acceptance of donations, bequests and devises (Int. No. 1392).....	1872
public markets, use of, for sale of farm and garden produce (Int. No. 846)....	619, 1639, 1771, 1868, 1924, 2879
	2907, 3013, 3080
public school janitors (Int. No. 952).....	824
public school janitors (Rec. No. 155)....	1418, 2362, 2487, 2574
	2646, 4112
public school system (Int. No. 1195).....	1328
rates for goods, etc. (Int. No. 688).....	414
repeal section 1619 of chapter 397 (Int. No. 286).....	139
retirement funds (Int. No. 729).....	421
salaries of interpreters in the municipal courts (Int. No. 1328)	1706
school teachers' retirement fund (Int. No. 889)....	659, 842
	1064, 1122, 1329, 1402, 1542, 2147
Schuyler, Campbell Valentine, certain lands in, rela- tive to release to (Rec. No. 136).....	1217, 1425, 1526, 1575
street cleaning department (Int. No. 503).....	260, 1220

New York city, charter, to amend, relative to—Continued PAGE.

street cleaning department (Int. No. 648)...385, 1803, 2153
2238, 2286, 2561, 2620

superintendent of boilers and boiler inspectors formerly
employed in Brooklyn and Long Island City (Rec. No.
163).....1485, 1639, 1775, 1854

teachers, license of (Int. No. 1697)....3564, 4035, 4044, 4139

tenement houses (Int. No. 1433)..... 1993

tenement houses (Rec. No. 365)..... 2808

tenement house department, to create and define its
powers and duties (Int. No. 1434)..... 1994

tenement house department, to create and define its
powers and duties (Rec. No. 366)..... 2808

treasurer of Kings county, to abolish the office (Int. No.
284) 138

vaults under sidewalks, payment of fees for construction
(Rec. No. 169).....1485, 1511, 1640

vaults under sidewalks, payment of fees for construction
(Int. No. 884).....658, 1088, 1206, 1262, 1444, 1485, 1576

veterans (Int. No. 667))..... 387

water supply (Int. No. 5)....52, 328, 382, 408, 439, 596, 634
959, 1321

New York city, general:

advertisements on fences, relative to prevent (Int. No.
521).....263, 2548, 2607, 2681, 3014, 3089, 3230

appropriation, relative to supplying coal to the poor
(Int. No. 18)..... 63

Association for the Improved Instruction of Deaf-
Mutes, relative for relief of (Rec. No. 21)....390, 586, 651

New York city, general—Continued:

PAGE.

auctioneers in, relative to licensing and regulating bonds of (Int. No. 502).....	260
Beth Isreal Hospital Association, relative for relief from taxes and water rents (Int. No. 1179).....	1291
Beth Israel Hospital Association, relative for relief from taxes and water rents (Rec. No. 228).....	1987, 4057
board of estimate and apportionment, relative to claim of Peter Androvett and others, relative to school district No. 7, in town of Westfield, Richmond county (Int. No. 1658).....	3157, 3549, 3891, 3900, 4139
board of public improvements, relative to lay out and construct street from Eastern Parkway to Forrest Park in borough of Brooklyn (Rec. No. 422)....	3256, 3700 3707
bond for appearance, to amend local and special laws, relative to (Int. No. 1350).....	1793, 1999, 2320, 2384, 2563 2627
bridge over Bronx river, to provide for (Int. No. 1619)..	2897
bridge over the Harlem river, relative to construction (Int. No. 941).....	822
bridge over the Harlem river, relative to construction (Rec. No. 181).....	1583, 2435, 2567, 2652
Brown, Manheim, relative for relief of (Int. No. 533)..	266
Brown, Mary J., relative to damage to property caused by change of grade (Int. No. 263)....	129, 838, 1064, 1121 1168, 1277, 1867, 2049, 2050, 2212, 2338, 2560, 2611, 2894 3793
board of public improvements, relative to lay out and construct street from Eastern Parkway to Forrest Park in borough of Brooklyn (Int. No. 1633)...	3005, 3555

New York city, general—Continued:

PAGE.

building department, relative to plans and specifications (Int. No. 1691).....	3375
building for hospital, borough of Bronx, relative to provide for construction (Int. No. 621).....	363
building for hospital purposes in borough of Bronx, to provide for (Rec. No. 266).....	2053, 2359, 2487, 2575
buildings for public library purposes, relative to provide for (Int. No. 1410).....	1929
building masons and bricklayers in, an act relative to (Int. No. 332).....	158, 2367
bureau of elections in, to provide for continuance (Int. No. 1099).....	1079, 2362, 2600, 3178, 3232, 4013, 4140
bureau of elections in police department, relative to abolish (Int. No. 24)....	64, 174, 194, 216, 220, 241, 521, 541 788, 865, 927, 971, 1132, 1175
bureau of municipal statistics and records, to create (Int. No. 1675).....	3318
Cass, John, relative to release to, certain lands in city (Int. No. 1059).....	1035, 1713, 1841, 1879, 2080, 3135, 3363
Catherine market, relative to discontinuing the use of (Int. No. 460).....	229, 2359, 2482, 2557, 2601, 2709
causeway, bridge or viaduct across Jerome park reservoir, relative to lay out and establish (Rec. No. 328) ..	2504 3260, 3360, 3489, 3577, 4033
certain lands in city, relative to acquiring title to and improving for purpose of small park (Int. No. 1561) ..	2508
Church of the Sacred Heart, relative for relief of (Rec. No. 343)	2748

New York city, general—Continued:

PAGE.

city officials, relative to terminate the terms of office (Int. No. 23).....	64, 110, 125
city of Queens, separation from New York city, relative to submit question to the people (Int. No. 359).....	166
civil service of the city, relative employment of union veterans (Int. No. 1032).....	963
claim of Wm. Anderson for services rendered (Int. No. 213)	102, 587, 647, 662, 747, 811, 1622, 2400
claim of Valentine M. Collins for services rendered (Int. No. 85).....	77, 200, 232, 258, 282, 311
claim of Charles Coyle for services rendered in Court of Special Sessions (Int. No. 1321) ..	1631, 2159, 2327, 2384 2561, 2643, 3551
claim of M. A. Diamond, relative to payment (Rec. No. 354)	2750, 3478, 3572, 3603
claim of Michael E. Finnegan for services rendered, relative to payment (Int. No. 978)....	869, 1089, 1201, 1253 1295, 1334, 1980, 2035
claim of Joseph H. Garvey for services rendered, rela- tive to payment (Int. No. 845).....	619, 1504, 1566, 1589 1738, 1851, 2742, 3553
claim of Michael Gavin, relative to payment (Rec. No. 352)	2750, 2903, 3025, 3115
claim of Kingsley Lloyd for services rendered (Int. No. 272)	130
claim of Kingsley Lloyd for services rendered (Int. No. 137)	86
claim of Kingsley Lloyd for services rendered (Int. No. 242)	119, 174, 194, 216, 221, 241, 1781, 1866

New York city, general—Continued:

PAGE.

- claim of Wm. Grady, Patrick Mannix, John Bender
and Geo. E. Glendenning, for services as sealers
(Int. No. 1202) 1362, 1637, 1769, 1825, 2023, 2097, 3198
- claim of Patrick J. McDonnell for services rendered,
relative payment (Int. No. 992) 871, 1996, 2319, 2383
2563, 2626
- claim of Denis O'Sullivan, relative to services rendered
in municipal court (Int. No. 1344) . . . 1709, 2154, 2236, 2281
2385, 2477, 2743, 3553
- claim of John R. Powers for services as dockmaster,
relative to payment (Int. No. 1659) . . 3157, 3316, 3492, 3800
- claim of John W. Turner for services rendered, relative
to payment (Int. No. 865) 655, 1370, 1475, 1512, 1558
1613, 1887, 1941, 3252
- claim of Margaret F. Tyson as executrix of Isaac C.
Tyson, deceased (Rec. No. 57) 745, 1374, 1481, 1537
- claims of Charles J. Weiss, William A. Sheldon, Joseph
Quin, Patrick J. McEvily and S. J. Hanley (Int. No.
49) 69, 329, 382, 402, 441, 487, 509, 1621, 2400
- claims, relative to payment of certain judgments
against the city (Int. No. 1120) 1139, 1370, 1474, 1512
1559, 1668, 3550
- claim of certain persons for services rendered in
department of health (Int. No. 537) 267, 720, 752
784, 926, 971
- claim of certain persons for services rendered in office
of commissioner of jurors, relative payment (Rec.
No. 139) 1217, 1303, 1350

New York city, general—Continued:

PAGE.

- claim of John J. White for services rendered as dock-master, relative to payment(Int. No. 1508) 2280, 2550
2599, 2777, 2921, 3197
- claim of certain persons for services rendered in department of finance, relative payment (Int. No. 932) . . 778
1088, 1206, 1252, 1295, 1345
- claim of certain persons for services rendered in office of commissioner of jurors (Int. No. 953) . . .824, 1224, 1300
- claim of certain persons for services rendered in magistrates' court (Int. No. 1035)963, 1376, 1615, 1645, 1832
1907
- Coleman, Catherine E., relative for relief of (Int. No. 1341)1708, 1998, 2078, 2224, 2295, 3146
- commission to inquire into local government, employees, salaries, duties, etc., relative appointment (Int. No. 1562) 2596
- commissioner of highways, relative to build bridges, viaducts, etc., across railroad tracks (Int. No. 914) . . . 774
2003, 2139, 2177, 2224, 2306
- commissioner of jurors, relative to appointment (Rec. No. 272)2149, 2351, 2690, 3159, 3242, 3356, 3495, 3786
- commission to revise, amend and codify the laws, rules and practices in municipal court, city of New York (Int. No. 99) . .79, 719, 818, 859, 1016, 1041, 1703, 2399
- comptroller discharge taxes of Greenfield et al. (Rec. No. 499)3914, 3997
- Congregation Holy House of Jacob, relative for relief of (Int. No. 972) 826

New York city, general—Continued:

PAGE.

Consolidation Act, relative to certain exemptions from taxation (Int. No. 1523).....	2349
county clerks, New York, Queens and Richmond counties, relative to keeping a register of moneys deposited (Rec. No. 419).....	3209, 3478, 3571, 3625
county clerks, New York, Queens and Richmond counties, relative to keeping a register of moneys deposited (Int. No. 786).....	523, 1719, 1837, 1883, 1926 1996, 2181, 2245
delegates elected to conventions in, relative direct vote of electors (Int. No. 903).....	741, 1714
department of charities, pay of nurses (Rec. No. 470)..<	3694 3698, 3730
department of parks, relative to jurisdiction over certain streets (Rec. No. 89).....	875, 1639, 1775, 1802, 1976 2219, 2388, 2463, 2775, 2917, 3202
department of parks, relative to jurisdiction over certain streets (Int. No. 989).....	870
Dowling, David W., for relief of, relative payment for services rendered (Int. No. 793).....	524, 1506, 1563, 1589 1739, 1848, 3251
East River bridge, relative to authorize the construction of (Int. No. 48).....	69, 175, 193, 217, 259, 304
East River bridge, relative to receipt of sealed bids and proposals (Rec. No. 410).....	3208
East River bridge, relative to elevation (Int. No. 377)..<	168
Elliot & Hatch Book Typewriter Co., relative for relief of (Int. No. 28).....	65, 216, 256, 280, 369, 410, 1138, 1863

New York city, general—Continued:

PAGE.

employment agencies, relative to regulate (Int. No. 1276)...	1489, 1807, 1890, 1931, 2081, 2205, 2502, 3667, 4136
Evangelical Lutheran Church of Our Saviour, relative for relief of (Int. No. 203).....	100
ferries, relative to regulate the early morning trips (Int. No. 93)	78
ferries, relative to regulate the fare for foot passengers (Int. No. 92)	78
ferries, to prohibit the operation of boats thirty-five years old (Int. No. 91).....	78
ferries, relative to regulate monthly commutations (Int. No. 94)	79
ferries plying between Tenth and Twenty-third streets, New York, and Greenpoint avenue, Brooklyn, relative to regulate the hours (Int. No. 268).....	129
ferry routes between Manhattan and Queens, relative to reduce rates of ferriage (Int. No. 269).....	130
fire commissioners, relative certificates of discharge to volunteer firemen (Int. No. 1517)....	2349, 3317, 3377, 3436
fire commissioners, relative to promote, without examination, certain members of the department (Int. No. 1462).....	2151
fire commissioners, relative to rehear and determine charges against firemen for reinstatement (Int. No. 109).....	81
fire commissioners, relative to rehear and determine charges against James Cook (Int. No. 595) .	324, 1093, 1352 1386, 1519, 1605

New York city, general—Continued:

PAGE.

- fire commissioners, relative to rehear and determine
charges against James J. Enright (Int. No. 108)..... 81
2360, 2482, 2557, 2602, 2707
- fire commissioners, relative to rehear and determine
charges against Jacob H. Fath (Int. No. 294)....140, 2359
2482, 2556, 2602, 2708
- fire commissioners, relative to reappoint William H.
Kleinfelder (Int. No. 760)..497, 2002, 2139, 2177, 2226, 2305
- fire commissioners, relative to rehear and determine
charges against William O'Donnell (Int. No. 596)... 324
1496, 1619, 1646, 1832, 1916
- fire commissioners, relative to rehear and determine
charges against Charles Wiegert (Int. No. 63)..... 73
- firemen, relative to legalize and confirm certain appoint-
ments (Int. No. 128)..84, 395, 455, 772, 820, 1034, 1068, 1069
1132, 2405, 2686, 2785
- firemen, relative to legalize and confirm certain appoint-
ments (Int. No. 1496)..... 2278
- fireman operating steam stationary boilers, relative to
licensing (Int. No. 504)....260, 1376, 1638, 1768, 1821, 2022
2093, 3745, 3801
- firemen, relative to permit reinstatement of certain (Int.
No. 658).....386, 1372, 1475, 1511, 1558. 1671
- First Judicial Department, relative to binding of books
for certain libraries (Int. No. 771)....499, 718, 746, 860
927, 1360
- free public library system, to establish and maintain
(Int. No. 1482).....2217, 2550, 2598, 2776, 2920. 3198

New York city, general—Continued:	PAGE.
Fulton Market Fishmongers' Association, to incorporate, relative renewal of lease (Int. No. 1247)....	1422, 1719
1841, 1883, 2181, 2246, 2413,	3248
gas, relative to regulate the price of (Int. No. 1428)....	1993
gas companies in borough of Manhattan, relative to consolidation (Int. No. 1670).....	3258
gas main leakage under streets and public roads, to provide for reports of (Int. No. 539).....	267
German Society, relative to incorporate (Rec. No. 106)..	1083
1434, 1525,	1571
German St. Stephen's Evangelic Lutheran Church, relative for relief of (Int. No. 1494).....	2277
grade crossings, relative to abolish (Int. No. 140)...86,	2072
2324, 2383, 2560,	2634
grade crossings, relative to abolish (Rec. No. 240)..	1988, 2439
2567,	2653
Grand boulevard, relative to lay out and establish an approach and entrance (Rec. No. 298)...2275,	2547, 2609
2726	
Greenfield property, relative to cancel and discharge certain taxes, interest and assessments (Int. No. 1608).....	2809
Greenwich park, relative to lay out and improve (Int. No. 1578).....	2674
Hamilton grange, relative to acquire land and property as a memorial of Alexander Hamilton (Int. No. 1694)	3484, 3810, 3891, 3901, 4031
Hebrew Benevolent and Orphan Asylum Society, relative to amend charter (Int. No. 1473).....	2215

New York city, general—Continued:

PAGE.

Hebrew Benevolent and Orphan Asylum Society, relative to amend charter (Rec. No. 426)....3257, 3481, 3570
3633

Hebrew Sheltering Guardian Society and Dominican Convent, to exempt from taxation (Int. No. 293)..... 140

Hebrew Sheltering Society, Orphan Asylum and Dominican Convent, relative to exempt from taxation, assessments and water rents (Rec. No. 271)..... 2149

Hell Gate pilots (Rec. No. 485).....3695, 3814, 3833

hospital for treatment of acute nervous and mental diseases, to provide for (Int. No. 1232)..... 1420

illuminating gas in boroughs of Brooklyn, Richmond and Queens, relative to regulate the price (Int. No. 1600)..... 2756

illuminating gas in boroughs of Manhattan, the Bronx and Brooklyn, relative to regulate the price (Int. No. 256)..... 121

illuminating gas, relative to inspect (Int. No. 538)..... 267

Inebriates' Home, to incorporate and provide funds for maintenance (Int. No. 1636).....3006, 3159, 3224, 3326

Inebriates' Home, to incorporate and provide funds for maintenance (Rec. No. 444).....3355, 3489, 3534, 3562

Jamaica and Brooklyn plank road, relative assessment for certain expenses incurred by the cities of Brooklyn and New York (Int. No. 114)...81, 175, 192, 217, 221, 237
1359, 1625, 1887, 1937, 2148, 2499

journeymen, laborers, etc., relative commencement of certain actions (Int. No. 82)..... 77

New York city, general—Continued:

PAGE.

Kenyon, George W., relative to grant of certain land under water, New York bay (Int. No. 873)	657, 2812, 2941 3010, 3179, 3270, 3471
Kunzli, Emil, relative for relief of (Int. No. 624)	363, 476 507, 528, 595, 643, 2047, 2949
Lafayette place, relative construction and maintenance of railways upon (Int. No. 1319)	1631, 2003, 2139, 2178 2226, 2306
land in Eighth ward, borough of Brooklyn, relative to exchange (Int. No. 508)	261, 393
land in Eighth ward, borough of Brooklyn, relative to exchange (Rec. No. 43)	660, 1508
library corporations in, relative to convey their property to certain libraries (Int. No. 727)	420, 917, 967, 1137
library companies, relative to consolidation (Int. No. 1413)	1929, 2158, 2363, 2557, 2776, 2916, 3252
Manhattan, certain piers in borough, relative to setting apart for recreative purposes (Int. No. 558)	289
Manhattan and Third avenue railroads, relative to trans- fer tickets (Int. No. 183)	93
Manhattan street opening and widening, relative to fees of commissioners (Int. No. 1535)	2420
Manhattan street opening and widening, relative to fees of commissioners (Rec. No. 377)	3149, 3263, 3557, 3699 3722
McGee, James F., commissioner of deeds, relative to legalize official acts of (Int. No. 1570)	2597, 2899, 3011 3178, 3238, 3550

New York city, general—Continued:

PAGE.

Metropolitan Museum of Art in Central Park, relative to appropriation (Int. No. 735).....	464
Metropolitan Museum of Art in Central Park, relative to appropriation (Rec. No. 50).....	744, 844, 947
Metropolitan elections district, relative to create and appointment of a State superintendent (Int. No. 1209).....	1363
midwifery, practice of, to regulate (Int. No. 491)....	252, 393
	455, 478, 505, 537
municipal court, relative to fees (Rec. No. 112)....	1083, 1564
municipal courts, relative to service of summons (Int. No. 775).....	522, 841, 941, 998, 1131, 1183, 2212, 3668
navigation in certain tide waters, relative to protect (Int. No. 163).....	90, 433, 625, 626, 728, 746, 1005, 1026
	1622, 2400
New York African Society for Mutual Relief, relative to re-incorporation (Int. No. 328)....	157, 584, 626, 747, 798, 1138
New York and Astoria ferry, relative to regulate fare for foot passengers (Int. No. 365).....	167
New York and Brooklyn Bridge, extend facilities (Rec. No. 491).....	3876, 3913, 3930
New York and East River ferry, relative to reduce the ferriage on (Int. No. 360).....	166
New York Christian Home for Intemperate Men, to increase its powers, relative to location (Int. No. 475)....	231
	331, 368, 481, 511, 610
New York Incorporation Co., act to incorporate (Rec. No. 503)	3876
office of register, relative to certifying copies of instruments of record (Int. No. 1638).....	3006, 3315, 3379, 3450

New York city, general—Continued:	PAGE.
One Hundred and Thirty-fifth street west of St. Nicholas avenue, relative to widening (Int. No. 87)....	77, 588, 648 668, 860, 934, 3663, 3800
Palladino, Joseph, relative to payment for services ren- dered (Int. No. 1067)....	1036, 1505, 1566, 1588, 1737, 1850 3799
park board and commissioners, relative to legalize per- mits (Rec. No. 96).....	1007, 1639, 1775, 1853
park board, to legalize permits, relative to certain pro- jections on Central Park west (Int. No. 1550)..	2507, 2760 2889, 2908, 3013, 3105, 3252
Patent and Copyright Protective Association, relative for relief of (Int. No. 1441).....	1995, 3485, 3503, 3871
Peabody Home for Aged Women, relative to cancel cer- tain taxes (Rec. No. 22).....	390, 587, 652, 735
Pelham avenue, borough of Bronx, relative to assess- ments for improvements (Rec. No. 428)....	3257, 3478, 3571 3629
pension to Mary Bowen (Rec. No. 482).....	3695, 3815, 3839
Peters, Wm. R., relative to release to certain lands in city (Int. No. 875).....	657, 876, 1065, 1123, 1329, 1405 2211, 2416
police commissioners, relative to rehear and determine charges against policemen of certain grades for rein- statement (Int. No. 110).....	81
police commissioners, relative to rehear and determine charges against Thomas S. Baldwin (Int. No. 639)....	365 2153, 2327, 2379, 2601, 2702

New York city, general—Continued:	PAGE.
police commissioners, relative to rehear charges against John J. Bennett (Int. No. 31) . . . 66, 1506, 1564, 1591, 1831 1904	
police commissioners, relative to rehear and determine the charges against Thomas Cassidy (Int. No. 555) . . 288 3161, 3243, 3265 3327	
police commissioners, relative to rehear and determine charges against Solomon Cohen (Int. No. 202) . . . 99, 1505 1565, 1590, 1831, 1905	
police commissioners, relative to rehear and determine charges against Thomas B. Dillon (Int. No. 345) . . 164, 1638 1768, 1828, 2019, 2096	
police commissioners, relative to rehear and determine charges against Alphonsus L. Dusseldorf (Int. No. 344) 164, 1637, 1769, 1828, 2021, 2099	
police commissioners, relative to rehear and determine charges against Richard J. Fitzgerald (Int. No. 709) . 417	
police board, relative to inquire into the dismissal of James Fitzgibbons (Int. No. 550) . . . 288, 1373, 1474, 1513 1657, 1748	
police commissioners, relative to rehear and determine charges against Thomas Gilday (Int. No. 1299) . . 1585, 2154 2237, 2282, 2386, 2479	
police commissioners, relative to reappoint David Heil- ferty (Int. No. 387) 169, 1636, 1768, 1829, 2023, 2094	
police commissioners, relative to rehear and determine charges against Wm. H. King (Int. No. 582) . . . 292, 1372 1477, 1514, 1655, 1752	

New York city, general—Continued:

PAGE.

- police commissioners, relative to rehear and determine
charges against Geo. T. Kratz (Int. No. 670)... 388, 1506
1563, 1592, 1887, 1944
- police commissioners, relative to rehear and determine
charges against Michael Linehan (Int. No. 1581)... 2674
3690, 3811, 3829
- police commissioners, relative to reappoint Daniel
Lydon (Int. No. 782)... 523, 1088, 1204, 1262, 1392, 1465
- police commissioners, relative to rehear and determine
charges against Patrick Masterson (Int. No. 934)... 821
- police commissioners, relative to rehear and determine
charges against Patrick M. McCarthy (Int. No. 412)... 185
1638, 1771, 1830, 2021, 2101
- police commissioners, relative to pay pension to
Margaret McClary (Int. No. 1385)... 1871, 2158, 2237, 2282
2451, 2571
- police commissioners, relative to pay pension to
Margaret McClary (Rec. No. 302)... 2275, 2589
- police commissioners, relative to reappoint Robert Mc-
Farland (Int. No. 505)... 260, 1092, 1199, 1261, 1392, 1454
- police commissioners, relative to rehear and determine
charges against John H. McIntyre (Int. No. 346)... 164
1638, 1776, 1827, 2017, 2105
- police commissioners, relative to reappoint Walter J.
Moore (Int. No. 647)... 384, 842, 1064, 1121, 1169, 1275
- police commissioners, relative to reappoint William M.
Munde (Int. No. 187)... 97, 841, 1064, 1128, 1329, 1403
- police commissioners, relative to rehear and determine
charges against Samuel T. Munson (Int. No. 197)... 99, 1372
1473, 1516, 1656, 1747

New York city, general—Continued:

PAGE.

- police commissioners, relative to reappoint Rudolph
Neuschaffer (Int. 803)....580, 1495, 1619, 1647, 1935, 2031
- police commissioners, relative to rehear and determine
charges against Jeremiah O'Brien (Int. No. 831).... 617
1373, 1475, 1516, 1656, 1750
- police commissioners, relative to rehear and determine
charges against Henry J. O'Hare (Int. No. 993)..... 871
1998, 2320, 2383, 2563, 2628
- police commissioners, relative to reappoint John W.
Pinkley (Int. No. 216).....103, 839, 943, 1000, 1015, 1053
- police commissioners, relative to reappoint Robert H.
Quinn (Int. No. 410)..... 185
- police commissioners, relative to rehear and determine
charges against Henry J. Seymour (Int. No. 1312)... 1586
1999, 2320, 2379, 2601, 2698
- police commissioners, relative to rehear and determine
charges against Edgar Sharp (Int. No. 1606)..... 2809
- police commissioners, relative to rehear and determine
charges against William Strauss (Int. No. 649)..... 385
- police commissioners, relative to rehear and determine
charges against Andrew A. Sullivan (Int. No. 402). 171
- police commissioners, relative to reappoint Eugene
Thompson (Int. No. 893)..740, 1808, 1890, 1932, 2225, 2300
- police commissioners, relative to reappoint Fernando T.
Whiting, Jr. (Int. No. 1082)..1039, 2003, 2140, 2178, 2224
2307
- police department, uniformed employees, Brooklyn
bridge, relative civil service (Int. No. 936).....821, 1378

New York city, general—Continued:

PAGE.

- police department, relative telegraph operators (Rec. No. 448).....3562, 3691, 3814, 3835
- police department, relative to single commissioner (Rec. No. 5).....268, 329, 370, 374, 865
- police force, relative appointment of certain patrolmen as roundsmen (Int. No. 1178)..1291, 2152, 2327, 2382
2601, 2703
- Port Richmond Engine Co. No. 3, borough of Richmond, relative for relief of (Int. No. 1465)....2152, 2373, 2485
2555, 2686, 2792, 3003, 4027, 4136
- public dock in borough of Bronx, relative to provide for (Int. No. 1584)..... 2753
- public lighting in borough of Queens, relative to payment (Int. No. 1088)....1078, 1492, 1620, 1646, 1831, 1915
1978, 2743, 4028, 4136
- public park, relative to provide for laying out and improvement (Int. No. 485)..... 251
- railroads operating in, to establish rate of fares (Int. No. 465)..... 230
- rapid,transit railways, relative to provide for (Int. No. 1409).....1928, 2360, 2481, 2681, 3014, 3084
- rapid transit railways, relative to provide for (Rec. No. 367).....2897, 3913, 3927, 4134
- recorder, city judge and judge of Court of General Sessions, relative to fix compensation (Int. No. 374)..... 168
- recorder, city judge and judges of Court of General Sessions, relative to fix compensation (Int. No. 1690)... 3375
3810, 3892, 3903, 4136

New York city, general—Continued:

PAGE.

religious corporations, borough of Bronx, to exempt real estate from assessments (Int. No. 767).....	498
Riverside drive, extension of, relative to assessment of damages (Int. No. 748)..466, 1223, 1300, 1385, 1520, 1601	3666, 3801
Roman Catholic Orphan Asylum, relative to remit certain taxes (Rec. No. 319).....	2422, 3873, 3912, 3919
Schuyler, Campbell Valentine, to release all right, title and interest to certain real estate (Int. No. 815).....	582
sheriff, expenses of (Rec. No. 477).....	3695, 3892, 3906
St. Austin's school, relative to relief from taxation (Int. No. 1138).....	1142, 3810, 3891, 3902
St. John's Armenian Apostolic Church, relative to exempt certain real estate from taxation (Int. No. 71)..	75
St. John's Armenian Apostolic Church, relative to exempt from taxation certain real estate (Rec. No. 289).	2215
	3692, 3815, 3843
St. Joseph's Asylum, relative to release real estate from assessments (Int. No. 1124).....	1140
St. Joseph's Asylum, relative to release real estate from assessments (Rec. No. 184).....	1583, 2413, 2551, 2650
St. Joseph's Asylum, relative to release real estate from assessments (Int. No. 811).....	581
St. Rose's Settlement of the Catholic Social Union, relative to incorporate (Rec. No. 396)....	3155, 3477, 3571
	3630
soldiers, sailors and marines of late war, relative to increase appropriation for payment (Int. No. 1151)....	1215

New York city, general—Continued:	PAGE.
soldiers, sailors and marines of late war, relative to in- crease appropriation for payment (Int. No. 1085)....	1077
	1371, 1473, 1511, 1559, 1584
soldiers, sailors and marines of late war, relative to in- crease appropriation for payment (Rec. No. 187)...	1584
	1680
street railways and ferries, to regulate fare during cer- tain hours (Int. No. 428).....	187, 1810
surface and elevated railroad cars in actual operation, relative to (Int. No. 473).....	231
transportation of passengers by common carriers, rela- tive to regulate (Int. No. 1463).....	2151
transportation connection with wharves and docks in cities (Rec. No. 497).....	3913, 3929, 4035, 4055
tunnel under East river, to repeal law, relative to (Int. No. 238).....	119, 2879, 3023, 3074, 3228, 3286
Twelfth ward, relative acquisition of land for public building (Int. No. 1309).....	1631, 2154, 2237, 2282, 2387
	2478, 3311
Twelfth ward, relative to exchange certain real property for public purposes (Rec. No. 339)...	2747, 2903, 3025, 3114
Twenty-third and Twenty-fourth wards, relative to dam- ages caused by change of grade (Rec. No. 327)...	2504, 2877
	2942, 3057
Wallace, Margaret J., relative notice of action for dam- ages against the city (Int. No. 148)...	87, 274, 317, 333, 406
	459
Wallace, Margaret J., relative notice of action for dam- ages against the city (Rec. No. 10).....	294, 459

New York city, general—Continued:

PAGE.

water mains, pipes and hydrants, to lay, relative supply of water (Int. No. 326) ..	157, 2361, 2482, 2556, 2602, 2709
water supply, relative to provide for (Int. No. 1576) ...	2673
water supply, borough of Bronx, relative to extend and improve (Rec. No. 147)	1325, 1508, 1567, 1677
water supply, relative to improvement and extension (Int. No. 1510)	2280, 2878
Williamsburg Volunteer Firemen's Association, rela- tive purchase of suitable headquarters (Int. No. 59) ..	71
Williamson, John N., assignee of claim of Jamaica Electric Light Co., relative for relief of (Rec. No. 9) ..	294
	476, 576, 600, 1369, 1442, 1558, 1661, 2048, 3847
Woodside Water Co., relative claim for furnishing water to Long Island City (Rec. No. 335)	2596, 3481
	3573, 3612

Borough of Bronx:

county of Bronx, relative to erect (Int. No. 859) ..	655
religious corporations, relative cancellation of assessments (Rec. No. 452)	3562
Stierle, Franciska, relative to release all rights, title and interest to certain real estate (Int. No. 208)	102, 188, 223, 246, 260, 284, 3194, 3363
White Plains avenue in, relative to widening and improving (Int. No. 882)	658, 1087, 1209

Borough of Brooklyn:

appointment of marshals (Int. No. 580)	291, 987
	1087, 1208, 1581, 1696, 1737, 1885, 1948, 2737, 2798

New York city—Borough of Brooklyn—Continued:	PAGE.
appropriation, relative to repairing and enlarging armory of the Forty-seventh Regiment (Int. No. 590)	323
Ashland place, relative construction and operation of railroads upon (Int. No. 72) . . 75, 624, 727, 746,	860
939, 3912, 3922,	4139
assessments for grading several streets (Int. No. 65)	74, 272, 314, 334, 405, 451
Atlantic avenue, relative to certain assessments for grading (Int. No. 66) . . . 74, 200, 232, 258, 282,	310
Atlantic avenue, to regulate and improve, relative removal of steam railroad (Rec. No. 39)	527, 916
971, 1055,	2402
Avenue F trunk sewer, relative to assessments (Int. No. 367)	167, 1085, 1369, 1472, 1512, 1559, 1667
Bedford avenue, relative operation of street and steam railroads upon (Int. No. 195)	99, 174, 194
989, 1018, 1072, 1169,	1270
Bedford avenue, relative to opening, extending and improving (Int. No. 193)	98, 274, 314, 335, 481
513, 1358, 2400,	3794
bridge over Newtown creek, relative to construc- tion (Int. No. 1314)	1587, 2880
Brooklyn Baptist Orphanage, relative to incor- porate (Int. No. 623)	363, 590, 652, 2742
Brooklyn Library, for relief of, relative to taxes upon its real estate (Int. No. 718)	419
Bushwick avenue, relative to provide for paving (Int. No. 227)	117, 273, 314, 334, 405, 450

New York city—Borough of Brooklyn—Continued:

PAGE.

Carlton avenue, relative construction and operation

of railroads upon (Int. No. 111) 81, 200, 232, 394
 574, 592, 729, 1320, 1360, 2733

Church Charity Foundation, to amend charter,
relative to number of managers (Int. No.

285) 139, 279, 300, 370, 409, 819

claim of members of the old board of assessors,

relative to payment (Int. No. 689) . . . 415, 587, 647, 662
 748, 812

claim of John Brady for filling in block of ground,

relative to payment (Int. No. 1605) 2809

claim of John Brady for filling in block of ground,

relative to payment (Int. No. 1591) 2754

claim of laborers, relative to inspection of hy-

drants (Int. No. 584) 292, 719, 752, 784, 926, 973
 2047, 2950

commissioner of jurors and special commissioner

of jurors, relative to consolidate (Int. No. 677) . . 389

county clerk, Kings county, relative to make the

office salaried (Int. No. 150) 88, 126, 723, 2076, 2324
 2383, 2561, 2632

county clerk, Kings county, relative to make the

office salaried (Rec. No. 313) 2350, 2883, 2943, 3019

Cropsey avenue, relative construction, operation

and maintenance of railways on (Int. No. 1128) . . 1140
 2073, 2183, 2220, 2385, 2474, 3548

department of parks, relative to (Rec. No. 23) . . . 390

459, 495

New York city—Borough of Brooklyn—Continued:	PAGE.
department of parks, to amend law, relative to (Int. No. 442).....	198, 393, 455
district attorney, Kings county, relative to provide for election and appointment of clerks (Int. No. 126)	83, 176, 193, 219, 259, 303, 3192, 3688, 3850 3893, 4011, 4139
elevated and street railroads in, relative to limit the fares (Int. No. 912).....	773
elevated railroads, relative to facilitate travel upon and limit the fares (Int. No. 477).....	250, 282
fire department in towns of New Lots, Flatbush, New Utrecht, Gravesend and Flatlands, relative to appropriation (Int. No. 1545).....	2421, 2760, 3010 3066, 3180, 3229, 3317, 3381, 3501
Greene avenue, relative injuries to buildings caused by sewer (Int. No. 958).....	824
improvements in 29th, 30th, 31st and 32d wards, relative issue of bonds (Int. No. 951).....	823
Kings county, relative to additional court for trial of indictments (Int. No. 486).....	252
Kings county, relative appointment of a commissioner of records (Int. No. 233).....	118
Kings county, judicial sales in, relative to the expenses (Int. No. 280).....	138, 1100, 1352, 1633, 1768
Kings county penitentiary, relative to removal, sale of lands and transfer of inmates (Int. No. 192)	98, 843
Kings county penitentiary, relative to removal, sale of lands and transfer of inmates (Rec. No. 87) .	874, 1369, 1805, 1975, 2011, 2387, 2570, 2644, 2892

New York city—Borough of Brooklyn—Continued:

PAGE.

Kings county, relative to make the office of register
salaried (Int. No. 151).....88, 126, 726, 915, 2075
2321, 2383, 2562, 2630

Kings county, relative to make the office of register
salaried (Rec. No. 314).....2350, 2882, 2943, 3017

Kings county, relative to make the office of sheriff
salaried (Int. No. 171).....91, 724, 2075, 2324, 2384
2561, 2631

Kings county, relative to make the office of sheriff
salaried (Rec. No. 315).....2350, 2883, 2943, 3018

Kings county, relative to election and terms of
sheriff, county clerk, district attorney and
register (Int. No. 1323)..... 1706

Livingston street, widening of (Rec. No. 489).... 3811
4034, 4038

municipal court, borough of Brooklyn (Int. No. 75). 75
176, 256, 280, 406, 456, 1138, 1864

Orphan Asylum Society of the Reformed Churches,
relative to change name (Rec. No. 71).....829, 1120
1210, 1284

park in the Thirteenth ward, relative to lay out
and establish (Int. No. 1609)..... 2809

pier foot of Noble street, relative to for recreation
purposes (Int. No. 744)....465, 1087, 1205, 1253, 1297
1348

police and municipal courts, relative purchasing
sites for buildings (Int. No. 585).....292, 2357, 2483
2556, 2603, 2711

Prospect avenue, relative to grading and paving
(Int. No. 139)..... 86

New York city—Borough of Brooklyn—Continued:	PAGE.
Prospect avenue, relative to provide for improvement (Int. No. 273).....	130
Prospect avenue, opening of, relative to refund assessments (Int. No. 635).....	365, 1635, 1771, 1822 1886, 1951, 3799
Prospect avenue, relative to improvement (Rec. No. 200).....	1705, 3162, 3244, 3290
public dock in the Eighth ward, relative to establish (Int. No. 1127)...	1140, 2004, 2140, 2178, 2225, 2308
public market in the Eighth ward, relative to establish (Int. No. 76).....	75
public recreation grounds at Coney Island, relative to provide for (Int. No. 214).....	103
railroads in, relative to regulate the rate of fare upon (Int. No. 518).....	263
railroads operating in, relative to limit the fares (Int. No. 400).....	171
real estate in, to release all right, title and interest of the people to Mary Kinneally (Int. No. 249)...	120
Remsen avenue, relative to opening, laying out and improving (Int. No. 196)....	99, 394, 456, 479, 595, 638 1359, 2398
Richard street, relative to provide for paving (Int. No. 1617)	2897, 3161.
Sea Breeze avenue, relative to close certain portion of (Int. No. 479).....	251
Sea Breeze avenue, relative to opening, grading and improving (Int. No. 194).....	99

New York city—Borough of Brooklyn—Continued:	PAGE.
Sea Breeze avenue, relative to assessments for grading and paving (Int. No. 408).....	184, 587, 647, 663 747, 809, 1358, 2147
sewerage and drainage of Twenty-ninth and Thirty-second wards, to provide for (Int. No. 950)....	823 1507, 1563, 1589, 1737, 1846, 3133, 3200
Sixteenth avenue, relative to construction, operation and maintenance of railways on (Int. No. 1126)	1140
Sixteenth avenue in former town of New Utrecht, relative to opening (Int. No. 1115)....	1082, 1375, 1442 1558, 1663, 3145
Thirtieth ward, relative to discontinue proceedings for improvement of certain streets (Int. No. 1488).....	2218, 2549, 2606, 2681, 2886, 3028, 3550
water, storing and supplying of and to construct new reservoir, dams and mains (Int. No. 610)...	326 778, 964, 1015, 1130, 1173, 1777, 1866, 2418, 2660, 2910 3032, 3200
trust company, organization of, to provide for (Int. No. 241)	119
Volunteer fire departments, relative to benevolent funds (Rec. No. 183).....	1583, 2361, 2488, 2578
Borough of Queens:	
borough of Queens, relative to unpaid taxes, water rates and rents (Int. No. 632)....	364, 1088, 1204, 1385 1520, 1597, 1887, 1940, 3471

New York city—Borough of Queens—Continued:	PAGE.
Edgemere, public park at, relative to lay out and establish (Int. No. 721).....	419, 840, 942, 1094, 1167 1295, 1330, 1402, 1597
gas in, to regulate the price of (Int. No. 738).....	465
illuminating gas in, to regulate the price of (Int. No. 696)	415
Queens county, relative to certain contracts for sprinkling country roads (Int. No. 902).....	741, 1439, 1523 1561, 1588, 1739, 1844, 2502, 3670
Queens county, relative to make the office of county clerk salaried (Int. No. 896).....	740, 2442, 2691, 2768 2910, 3038
Queens and Nassau, relative preservation of macad- amized and other public highways (Int. No. 58) ..	70 114, 126, 133, 191, 224
Queens county, relative preservation of macadam- ized streets, and construction of railroads on (Rec. No. 160).....	1484, 2071, 2185, 2265, 4118
Queens county, relative collection of taxes in North Hempstead and Oyster Bay (Rec. No. 19)....	389, 432 484, 509, 539
Queens county, relative to rebinding and recopying certain books of record in clerk's office (Rec. No. 408).....	3208, 3264, 3362, 3485, 3499, 3690, 3812, 3830, 4032
Queens county, relative to make the office of sheriff salaried (Int. No. 872)....	656, 2441, 2691, 2767, 2910 3037, 3250, 3475, 3490, 3567, 3603
Queens county, relative to taxable transfers of property (Int. No. 449).....	199

New York city—Borough of Queens—Continued:	PAGE.
Queens County Trust and Title Co., relative to	
incorporate (Int. No. 614).....	326
taxation, to produce equality of, relative for the	
years 1898, 1899 (Int. No. 899) . . . 741, 1373, 1478, 1511	
1657, 1754, 1868, 1924, 3198	
trunk sewer and disposal plant in Fifth ward,	
relative construction (Int. No. 969) . . . 826, 1087, 1201	
1386, 1444, 1527, 1577	
New York and London Trust Co., relative to increase the	
number of its directors (Int. No. 1680).....	3373
New York and London Trust Co., relative to increase the	
number of its directors (Int. No. 1693) . . . 3375, 3554, 3697, 3816	
4137	
New York State Title Guarantee Co., relative capital stock	
(Rec. No. 185).....	1584, 3360, 3488, 3530, 3556, 3700, 3713
Niagara, relative appropriation for State Reservation (Int.	
No. 1418).....	1930
Niagara, relative appropriation for drainage of lands (Int.	
No. 556)	288
Niagara county, relative to claim of Roswell Park (Int. No.	
1255).....	1486, 1642, 1772, 1822, 1886, 1954, 2346, 2947
Niagara Falls, relative assessments for paving State Reser-	
vation (Int. No. 1163).....	1289
Niagara Falls, to incorporate city, relative to issue of bonds	
by board of education (Int. No. 1676) . . . 3319, 3554, 3696, 3701	
3795	
Niagara Falls, to incorporate city, relative to designation	
of a mayor pro tempore (Int. No. 1656).....	3156

Niagara Falls, to incorporate city, relative terms of officers (Int. No. 1417)..1930, 2360, 2482, 2770, 3015, 3084, 3269, 3323 3353, 3685	
Niagara Falls, relative assessments for paving State Reser- vation (Rec. No. 180).....1583, 1697	
Niagara Falls, to incorporate, relative to increasing the number of wards, salary of officers, etc. (Int. No. 390).. 170 272, 381, 436, 596, 634, 867	
Niagara Falls, to incorporate, relative to increasing the number of wards, salary of officers, etc. (Rec. No. 91)..... 875	
Niagara river, to repeal law, relative to Mather Power Bridge Co. (Int. No. 746)..... 466	
Niagara, lower river, Power and Water Co., relative to incor- porate (Int. No. 1416).....1930, 2762, 3162	
Niskayuna Power Co., relative to construct and maintain a dam across Mohawk river (Int. No. 1503)..2279, 2763, 2889, 2907 3013, 3104	
Niskayuna Power Co., relative to construct and maintain a dam across Mohawk river (Rec. No. 405)..3207, 3557, 3699, 3720	
Nixon, S. Frederick, elected Speaker..... 9	
Normal schools, relative to officers of local school boards and their compensation (Int. No. 1620)..2898, 3168, 3242, 3265, 3327 3482, 3569, 3595, 4031	
Norwich, to amend charter of village, relative paving of streets (Int. No. 39).....67, 100, 107, 109, 128	
Norwich, to legalize acts of board of trustees, relative to paving East Main street (Int. No. 1153)..1216, 1367, 1387, 1394 1455, 1866	

Nunda, to revise charter of village, relative to highway taxes (Int. No. 1380).....	1870, 2552, 2607, 2680, 2885, 3029, 3253
Nyack hospital, relative to support (Int. No. 494) ..	254, 588, 626
	749, 799
Nyack hospital, relative to support (Rec. No. 69).....	828

O.

Oak Orchard creek, relative appropriation for deepening and straightening (Int. No. 690) ..	415, 2056, 2236, 2282, 2451, 2570
	3872
Odell, John B., appointed assistant superintendent of wrap- ping department	62
Ogdensburg, to incorporate the city, relative to boundaries (Rec. No. 286).....	2215, 2357, 2488, 2577
Ogdensburg, relative to provide for inspection of electric light and gas meters (Rec. No. 217)....	1868, 2373, 2491, 2588
Ogdensburg, relative to provide for improvement of water works (Int. No. 1113).....	1081, 1375, 1443, 1559, 1662
Ogdensburg, relative to provide for improvement of water works (Rec. No. 157).....	1484, 1698
Olean, charter of city, to revise (Rec. No. 2).....	131, 172
Olean, charter of city, to amend, relative to police justice (Rec. No. 414).....	3208, 3358, 3489, 3539
Oneida, to incorporate the city of (Int. No. 174)....	92, 395, 528
	788, 861, 1623, 1697, 1699, 1701, 1784, 1786, 2492, 2494
Oneida county, relative to board of equalization (Rec. No. 189)	1584, 2374, 2489, 2582
Oneida county, relative to make the office of sheriff salaried (Rec. No. 356).....	2750, 3009, 3123, 3185

	PAGE.
Oneida county, relative to enlarge the powers of the board of supervisors (Int. No. 660).....	386
Oneida county, relative to compensation of members of the board of supervisors (Int. No. 661).....	386
Oneida county, relative board of supervisors, powers of (Int. No. 472)	231, 590, 646, 666, 861, 931
O'Neill, Matthew, appointed page	62
Oneonta, charter of village, to amend, relative to assessment of taxes (Rec. No. 341).....	2748, 2907, 3024, 3112
Oneonta, charter of village, to amend, relative to collection of taxes (Int. No. 930).....	776
Oneonta, charter of village, to amend, relative to collection of taxes (Rec. No. 146).....	1324
Onondaga South Hollow Religious Society, relative to dispose of its real estate (Rec. No. 72).....	829, 1120, 1210, 1285
Onondaga county penitentiary, relative powers of superintendent and board of inspectors (Int. No. 996) ..	871, 1251, 1292
	1299, 1328, 1411, 2148
Onondaga county, relative collection of taxes (Int. No. 1201).	1362
Onondaga county, relative to redemption of real estate sold for taxes (Int. No. 1569)....	2597, 2883, 2907, 3014, 3089, 3254
Onondaga county, relative to regulate toll charges by turnpike, plank road or toll road companies (Int. No. 1612)..	2810
	3264, 3313, 3379, 3454, 3796
Onondaga reservation, relative to compulsory education of Indian children (Int. No. 1083)....	1077, 1440, 1525, 1552, 1657
	1763, 2211
Onondaga and Oswego counties, construction of plank road, relative to toll charges for automobiles (Int. No. 1507)...	2279
	2763, 2887, 3010, 3179, 3241

Onondaga and Oswego counties, construction of a plank road, relative to toll charges for automobiles (Rec. No. 355)	2750, 3167, 3244, 3291
Ontario county, relative to legalize certain deeds of conveyance arising out of tax sales (Int. No. 153), 88, 189, 226. 819	
Ontario and Seneca counties, relative to enumeration and boundaries (Int. No. 1010).....	960
Orange county, relative salary of county judge and surrogate (Rec. No. 462).....	3361, 3692, 3815, 3842
Orange county, relative improvement of public highways (Int. No. 857).....	654, 852, 944, 1001, 1016, 1050, 1360
Orange, Schuyler county, relative to pay Robert Bell money loaned to town (Int. No. 364)....	166, 277, 314, 333, 405, 443
	954, 1172, 1211, 1213, 1700, 1817, 2017, 2084, 2499, 2805
Organization Aid Company, relative to incorporate (Int. No. 1242)	1421
Oswegatchie Agricultural Society, relative to file reports (Int. No. 138)	86
Oswego, relative to reappropriate money for repairing the armory (Int. No. 331).....	157, 295, 381, 402, 441, 492
Oswego, relative to raise money in addition to sum allowed by the charter (Int. No. 1339).....	1708, 1997, 2078, 2181, 2249
	2501, 3069
Oswego county, relative to make the office of county clerk salaried (Int. No. 588).....	293
Oswego county, relative Phoenix free school district in town of Schoepel (Int. No. 1055).....	1010, 1440, 1525, 1552, 1657
	1762, 2500
Oxford, Woman's Relief Corps Home at, relative appropriation (Int. No. 891).....	739, 1426, 1526, 1552, 1655, 1759, 3137

Oyster Bay school district No. 9, relative to issue bonds (Int. No. 389)	170
Oyster Bay school district No. 9, relative to issue bonds (Rec. No. 104).....	1082, 1440, 1525, 1573

P.

Painted Post, relative to building dyke and deepening channel of Cohocton river in village (Int. No. 1003) ..	872, 3213 3276, 3325, 3482, 3491, 3569, 3596
Palisades, appropriation for commission (Rec. No. 456).....	3563 3875, 3913, 3933
Palisades commission, relative appointment and powers of (Rec. No. 457).....	3563, 3692, 3815, 3840
Parsons, John, appointed assitant postmaster	62
Partnership Law, to amend, relative to limited partner- ships (Int. No. 1167).....	1289
Pasch, Charles, appointed assistant janitor.....	62
Patent and Copyright Protective Association, relative to incorporate (Int. No. 1296) ..	1585, 3158, 3243, 3267, 3317, 3490 3566, 3588, 3870
Pawnbrokers, to amend law, relative to (Int. No. 644).....	366
Pawnbrokers, to amend law, relative to (Int. No. 136)....	86
Peekskill, relative creating the office of police justice (Int. No. 6)	52, 190, 221, 247, 336, 377, 609, 621, 737, 770, 1005 1022, 1068
Peekskill, relative board of trustees to purchase a fire-alarm bell (Int. No. 1672).....	3258, 3568
Penal institutions, manufacture in, relative to (Int. No. 802) ..	580

Pension board, relative to grant pension to James E. Delehanty (Int. No. 1592).....	2754
Penitentiaries, relative to employment of watchmen, keepers and guards (Int. No. 1362)..	1794, 2078, 2184, 2220, 2386, 2471
Personal property, amend act relative associations loaning money on (Rec. No. 488).....	3696
Petitions:	
against bill, relative to saloons in city of Buffalo.....	323
against further taxation on life insurance companies and savings banks.....	367, 421, 521, 1136
against bill No. 119, known as the personal property listing bill.....	521
against bill taxing savings banks.....	616
against Senate bill No. 693, relative taxing savings banks	1621
against bill No. 301, relative to franchise tax on corporations	580
against repeal of the Davis School Law.....	2741
against bill reorganizing the State Board of Charities.	1790
beneficial societies.....	4033
favoring bill for submission of the question of local option to election districts.....	1874
favoring repeal of law under which real estate mortgages are taxed.....	521
Petrie, Frank N., appointed financial clerk.....	62
Phelps, Myron A., appointed assistant doorkeeper	62
Piermont, dock in Hudson river at, relative removal of a portion (Int. No. 253).....	121

Piloting, to regulate, relative to fees (Int. No. 756).....	497
Plattsburg, to revise charter, relative to create commission for improvement (Int. No. 1316).....	1586
Plattsburg, to revise charter, relative to create a commis- sion of improvement (Rec. No. 322).....	2422, 2765, 2938 3180, 3240, 3250
Point of order, raised by:	
Mr. McKeown, on bill to amend the Greater New York Charter, relative to municipal court.....	315, 316
Decision of Speaker. (See Speaker, decisions of.)	
Mr. McKeown, on bill to amend the Town Law.....	2141
Decision of Speaker. (See Speaker, decisions of.)	
Mr. McKeown, on three bills, relative to offices of register, sheriff and clerk of Kings county.....	2321, 2323
Decision of Speaker. (See Speaker, decisions of.)	
Mr. Hyman, on bill to amend the Penal Code, relative to kidnapping.....	2389
Decision of Speaker. (See Speaker, decisions of.)	
Mr. Allds, on bill to amend the Railroad Law, relative to street surface railroad corporations.....	2393, 2394
Decision of Speaker. (See Speaker, decisions of.)	
Mr. McKeown, on bill to regulate the practice of archi- tecture	2466
Decision of Speaker. (See Speaker, decisions of.)	
Mr. McKeown, on bill to amend general laws, relative to elections.....	2688
Decision of Speaker. (See Speaker, decisions of.)	
Mr. McKeown, on bill to amend the Insanity Law.....	2688
Decision of Speaker. (See Speaker, decisions of.)	

Point of order, raised by—Continued:

PAGE.

Mr. McKeown, on bill to amend charter of city of Buffalo, relative to the office of mayor.....	3021
Decision of Speaker. (See Speaker, decisions of.)	
Mr. Burnett, on bill relative to appropriation for improvements of the canals.....	3220
Decision of Speaker. (See Speaker, decisions of.)	
Mr. McKeown, on bill to regulate liability of employers to employes.....	3365, 3375
Decision of Speaker. (See Speaker, decisions of.)	
Mr. Fitzgerald, Mr. McKeown, Mr. Geoghan, on bill relative unpaid taxes, Erie county.....	3583
Decision of Speaker. (See Speaker, decisions of.)	
Mr. McKeown, Mr. Coughtry, Mr. M. E. Lewis, on bill to create board of public instruction in the city of Albany	3801
Decision of Speaker. (See Speaker, decisions of.)	
Mr. Fitzgerald, on bill, relative New York docks.....	4056
Decision of Speaker. (See Speaker, decisions of.)	
Pollack, Henry, elected principal doorkeeper.....	15
Pomfret, relative to divide certain moneys belonging to the town (Int. No. 466).....	230, 432, 500, 596, 631, 1137
Pomfret, relative to union free school district, and election of board of education (Int. No. 770).....	499, 856, 1417
Portchester, to incorporate the village of (Int. No. 739)....	465
	723, 752, 785, 1005, 1028, 1212
Portchester, to incorporate the village of (Rec. No. 110)...	1083
Porter, Hiram P., appointed committee clerk.....	63
Poor Law, to amend, relative to treatment of indigent persons (Int. No. 603).....	325, 913

Poor Law, to amend, relative to maintenance of State poor (Int. No. 429).....	187
Poor Law, to amend, relative to relief of soldiers, sailors and their families (Int. No. 145).....	87, 1874, 2139
Poughkeepsie, charter of city, to amend, relative to wards (Int. No. 683).....	413, 837, 1063, 1124, 1329, 1398, 1867, 2273
Prayer by Rev:	
Hallenbeck, Edwin Forrest. .7, 72, 84, 97, 128, 196, 250, 384 1006, 1139, 1361, 1582, 1927, 2348, 2673, 2746, 3484, 3875	
Hinds, Herbert C.....	54, 3318
Clapp, J. Eaton.....	89
McKenzie, Charles.....	101, 3371
Greaves, H. R.....	117
Selden, Edward Griffin.....	136, 738
Whitaker, Wm. Force.....	153
Johnson, Edward P.....	162
Harwood, T. Carroll.....	184
Mears, David O.....	228
Morris, Frank Richard.....	260
Battershall, Walton W.....	286
Prall, William.....	323
Stewart, R. E.....	363
Pick, B.....	414
Furbeck, Geo. W.....	464
Lucas, Abner H.....	497
Giffen, John.....	522
Hegeman, A. Randolph B.....	579
Van Westenberg, John.....	614
Johnson, A. T.....	654

Prayer by Rev.—Continued:

PAGE.

Seegers, J. C.....	773
Lawrence, John J.....	820
Curtin, Daniel F.....	867
Richmond, Charles Alexander.....	959
Spaeth, Ph.....	1035
Stevens, Edwin P.....	1077
Mordock, H. H.....	1214
Coit, Olin Burr.....	1288
Hardendorf, C. W.....	1322
McEwen, Henry T.....	1418
Hopper, A. Whittaker.....	1484
Love, Archibald L.....	1544
Brown, Edgar H.....	1629, 3693
Kane, Walter S.....	1704
Rutan, Frederick N.....	1790
Elder, J. S.....	1868
Boddy, James.....	1985
Smith, Arthur M.....	2051
Lyons, Rabbi Alexander.....	2214
Leggett, Lester.....	2274
Brown, J. S.....	2418
Charles, Elmer F.....	2503
Potter, Henry Sterling.....	2593
Paul, J. S.....	2808
Eaton, A. H.....	2897
Clymer, John F.....	3004
Dugan, George.....	3069
Coddington, J. P.....	3147
Karner, George N.....	3206

Prayer by Rev.—Continued:	PAGE.
Metzger, Frazer.....	3256
Olney, A. R.....	3561
Printing in penal institutions, to amend law relative to (Rec. No. 437).....	3258, 3360, 3488, 3532
Prison Law, to amend, relative to sale of prison-made goods (Int. No. 922).....	775
Prisons and penitentiaries, relative to commutation of sen- tences for good behavior of convicts (Int. No. 1615).....	2810, 3009 3125, 3176, 3357, 3380, 3486, 3509, 3871
Privileges of the floor granted to:	
Bulkley, Hon. Frank.....	55
Snyder, Hon. Thomas.....	55
Guider, Hon. Joseph A.....	183
Palmer, Hon. Geo. M.....	367
Mazet, Hon. Robert.....	391
Lake, Hon. Henry C.....	421
McClelland, Hon. Chas. P.....	421
Rhodes, Hon. Bradford.....	421
Travers, Hon. Mr.....	579
Sickles, General Daniel E.....	579
Brennan, Hon. J. F.....	579
Howland, Judge.....	579
Kent, Hon. J. Harry.....	579
Cornell, Ex-Governor	616
Weed, Geo. S.....	616
Fallows, Hon. Edward H.....	739
Dillon, Hon. Charles P.....	773
Gale, Hon. Cyrus B.....	820
Writner, Hon. Frederick L.....	820

Privileges of the floor granted to—Continued:	PAGE.
Wissel, Hon. Chas. C.....	873
Witter, Hon. Daniel P.....	873
Brown, Hon. Chas. W.....	873
Linson, Hon. J. J.....	1007
Yates, Hon. A. A.....	1069
Clemens, Hon. Samuel L.....	1139
Bulwell, Hon. Geo. R.....	1418
O'Connell, Hon. Nicholas R.....	1621
Platt, Hon. John I.....	1621
Fiero, Judge.....	1703
Lyon, Hon. Robert T.....	1790
Farrell, Hon. Thomas.....	2084
Fromme, Isaac	2807
Cromwell, George.....	2807
O'Connor, Hon. Nicholas.....	3244
Enz, Hon. Frank J.....	3470
members Royal Arcanum.....	4034
Property owners liable to be assessed for local improvement, relative to review assessments (Rec. No. 282) ..	2151, 3217, 3282 3557, 3698, 3723
Pruyn, Robert C., nominated for the office of Regent of the University	578
Pruyn, Robert C., elected Regent of the University....	598, 600
Public accountants, to regulate the profession, relative to exemption from examination (Int. No. 386) ..	169, 424, 575, 593 627, 731, 820, 1033
Public buildings and schoolhouses, relative to proper venti- lation (Int. No. 1295).....	1585

Public dancing in certain counties, relative to regulate (Int.

No. 1513)..2348, 2816, 2940, 3010, 3179, 3271, 3317, 3486, 3507

Public Health Law, to amend, relative to:

adulterations of food (Int. No. 1583)....2675, 3071, 3275, 3313
3575

admission to examinations for license to practice veterinary medicine (Int. No. 1210)..... 1363

application of the article regulating pharmacy (Int. No. 536).....266, 1546, 1833, 1882, 2182, 2244, 4116, 4136

appointment of a special committee to investigate disease of tuberculosis (Int. No. 88)..... 78

appointment of a chief inspector of plumbing and drainage in certain cities (Int. No. 754)...467, 497, 1118, 1167
1169, 1204, 1278

cadavers in certain counties (Int. No. 493)..... 253

cadavers in certain counties (Rec. No. 193)..1629, 2077, 2186
2267, 3130

creating a State department of health and abolishing the State Board (Int. No. 299)..141, 423, 483, 528, 669, 762

creating a State department of health and abolishing the State Board (Rec. No. 45)..... 743

drugs, chemicals and other substances, to prevent deception in sale (Int. No. 955)..824, 2884, 3023, 3074, 3228
3286, 3475, 3568, 3594

local boards of health (Int. No. 456)..229, 920, 969, 1012, 1265
1312

local boards of health (Rec. No. 140).....1217, 3480, 3617

manufacture and sale of beer, ale and porter (Int. No. 155)88, 116

Public Health Law, to amend, relative to—Continued:	PAGE.
manufacture and sale of cigarettes (Int. No. 89).....	78
mesmerism, suggestive therapeutics and allied phenomena (Int. No. 1345).....	1792, 3075, 3181, 3247
osteopathy, regulating practice of, and fixing penalties for violation (Int. No. 684).....	414, 1736
pharmacy (Int. No. 790).....	524
pharmacy (Int. No. 1000).....	872
pharmacies and drug stores, registration of (Rec. No. 158).....	1484, 3690, 3814, 3816
pharmacy, to repeal certain sections in regard to examination of apprentices (Int. No. 1361).....	1794
practice of dentistry (Int. No. 415).....	185
practice of dentistry and to dental societies (Int. No. 881).....	658, 1118, 1353, 1551, 1927, 1962, 2413
practice of pharmacy in State institutions (Rec. No. 260)	3480
	3573, 3616
practice of massage, mechano, hydro and electro therapy (Int. No. 266).....	129
practice of medicine (Int. No. 167).....	91, 993, 1381, 1735, 1972
	2289, 2498, 2794
practice of veterinary medicine (Int. No. 796).....	525, 992, 1643
	1768, 1822, 2022, 2095
practice of veterinary medicine (Int. No. 333).....	158, 1118
	1353, 1512, 1657, 1743, 2500
practice of veterinary medicine and surgery (Int. No. 1603).....	2808, 3222, 3266, 3328, 3357, 3486, 3510
preventing the spreading of diseases through use of old bottles, rags, etc. (Int. No. 474).....	231, 1381, 1736, 1840, 1888
	1931, 2080, 2206, 2242, 2318, 2660, 2797, 3062

Public Health Law, to amend, relative to—Continued:	PAGE.
Public Health Law, amend, examination certain medical studies (Rec. No. 480).....	3693, 3695, 3815, 3844
Public Health Law, relative practice of hypnotism and mesmerism (Rec. No. 475).....	3694
Public Health Law, relative examination for license of veterinary (Rec. No. 487).....	3696, 3815, 3846
regents to admit to examination in certain medical studies (Int. No. 1626).....	2899, 3071, 3175, 3380
registration of students in dentistry (Int. No. 83).....	77
tenement houses (Int. No. 1432).....	1993, 2358, 2484, 2808
tobacco cigarettes with paper wrappers, to regulate the sale (Int. No. 199).....	99
type, use of, in publication of books, newspapers or serial literature (Int. No. 615).....	327, 920, 1736, 1835, 1889 2234
Public instruction, relative to revise, amend and consolidate (Int. No. 1527).....	2419, 3168, 3242, 3279, 3796
Public instruction, to amend law, relative to school teachers (Int. No. 1604).....	2809, 3167, 3242, 3266, 3358, 3489, 3490, 3590
Public Lands Law, to amend and incorporate other statutes, relative to public lands (Int. No. 1270).....	1488
Public officers, relative to confirm the acts of certain notary publics (Int. No. 1554).....	2507, 2758, 2889, 2908, 3015, 3106, 3797
Public lands, to amend general laws, relative to mining (Int. No. 382).....	169, 423, 575, 594, 749, 802, 2894, 3145
Pythian Home, to incorporate, relative to disposition of the fund (Int. No. 1192).....	1327, 2008, 2222, 2561, 2613, 2894, 3059 3061, 3132, 3315, 3327, 3379, 3451, 3548

Q.

PAGE.

Quarantine station, relative appropriation for maintenance and repairs (Int. No. 314).....	155, 622, 817, 858, 926, 974
Quarantine station, relative appropriation for maintenance and repairs (Rec. No. 159).....	1484, 1709, 1843, 1921
Quarantine stations at Hoffman and Swinburne islands, relative appropriation (Int. No. 1451)..	2054, 2675, 2782, 2885 3015, 3098, 3796
Queensbury, relative to construct a bridge across the Glens Falls feeder, in the town of (Int. No. 656)..	386, 1147, 1268, 1292 1392, 1469, 3145, 3474, 3544, 3546
Question of privilege raised by Mr. Sullivan.....	108

R.

Railroads:

automatic couplers on freight cars, relative to equip- ment (Int. No. 1425)....	1993, 2434, 2566, 2604, 2680, 2885 3032, 3120
Binghamton Railroad Co., relative agreement with vil- lage of Lestershire (Int. No. 726)..	420, 624, 663, 748, 800 954, 1134, 1135, 1136, 1782, 2024, 2085, 2499
Brooklyn street railways, relative to use cars with vestibuled platforms (Int. No. 64).....	73
Catskill Mountains Railroad, relative rates of fare (Int. No. 668)	387, 956
certificates of extension, to amend law, relative to (Int. No. 572)	291, 1152, 1297, 1697, 2074, 2234, 2281, 2385 2475, 2801, 3179, 3234, 3797

Railroads—Continued:

PAGE.

consents and percentages, to amend law, relative to (Rec. No. 435)	3258, 3480, 3573, 3614
corporate existence, to amend law, relative to for- feiture (Int. No. 939).....	822
corporate existence, to amend law, relative to for- feiture (Rec. No. 398).....	3156, 3480, 3573, 3613
corporations for lighting, heating or power purposes, relative jurisdiction of Railroad Commissioners (Int. No. 542)	267, 428
crossing bridges to depots, to amend law, relative to (Int. No. 546).....	287, 1153, 1297, 1701, 1776, 3255
electric light and power corporations, to amend law, relative to powers (Rec. No. 331)....	2506, 3479, 3572, 3622
electric and cable cars, relative to employment of an additional motorman on (Int. No. 747).....	466
elevated railroad, Kings county, relative to provide con- veniences for passengers (Int. No. 838).....	618
elevated railroads, to amend law, relative to turnstiles (Int. No. 236)	118
elevated railroads, relative to provide for better security of passengers (Int. No. 552)	288
employes on street railroads, relative to protection (Int. No. 1457).....	2055
employes of street railroads, to amend law, relative to protection (Int. No. 68)....	74, 1733, 1975, 2010, 2182, 2258
extension of time to construct road, to amend law, rela- tive to (Int. 755).....	497
extension of time for construction, to amend law, rela- tive to (Int. No. 964).....	825, 1152, 1354, 1388, 1593, 1694 3644, 3795

Railroads—Continued:

PAGE.

Fallsburgh, Monticello and White Lake Railroad Co., relative extension of time for completion (Int. No. 1459)	2151, 2448, 2692, 2768, 2909, 3033, 3269, 3315 3380, 3460
fare on railroads in cities of 1,500,000, relative to regu- late the rates (Int. No. 1075)	1038, 1441, 1523
Fayetteville and Syracuse plank road, amend act, rela- tive automobiles (Rec. No. 460)	3563
general laws, to amend, relative to signals or inter- locking appliances at crossings (Rec. No. 205)	1791
grade crossings, to amend law, relative to (Int. No. 977)	869, 1974, 2269, 2780, 3010, 3179, 3235
grade crossings, to amend law, relative to (Int. No. 828)	617
grade crossings, to amend law, relative to (Int. No. 915)	774, 2440
grade crossings, relative to obstruction (Int. No. 352) . .	165
Larchmont Horse Railway Co., relative to discontinue use of tracks in part of Larchmont avenue (Int. No. 717)	419, 623, 727, 746, 860, 938
Little Falls, Van Hornesville and Otsego Lake Railroad Co., relative to extend time (Int. No. 373) . . .	168, 623, 727 746, 860, 936, 1702, 2270
Long Island Railroad Co., relative to operate rapid transit trains at certain times (Int. No. 863)	655, 1731
municipal consents to railroad corporations, other than street surface or elevated (Int. No. 1614)	2810
Panama Railroad Co., relative to assign credit (Int. No. 1007)	959, 1727, 1833, 2073, 2234

Railroads—Continued:

PAGE.

passenger trains leasing bridges across salt water streams, relative to operation (Int. No. 95).....	79
protection of certain employes of street railroads, to amend law, relative to (Int. No. 548).....	287
Railroad Law, to amend, relative to tickets (Int. No. 1036)	963, 2879, 2940, 3180, 3466, 3872
railroads in cities of the first class, relative reduced fares for school children (Int. No. 423).....	186, 1732
railway in street where other road is built, relative to construction (Int. No. 1234) ..	1420, 1732, 2071, 2325, 2393 2450, 2687, 2909, 3229, 3284
report of officers, relative percentage of gross receipts (Int. No. 1396).....	1873
signboards at highway crossings, to amend law, relative to (Int. No. 1288).....	1544
signboards at highway crossings, to amend law, relative to (Int. No. 1310).....	1631, 2073, 2235, 2287, 2561, 2621
signboards at highway crossings, to amend law, relative to (Rec. No. 284).....	2151, 2439, 2567, 2605, 2733, 2779
Stillwater and Mechanicville Street Railway, relative to abandon portion of its route (Int. No. 784) ..	523, 1441 1524, 1552, 1655, 1761
street surface corporations, relative to acquisition of property (Int. No. 1575) ..	2673, 3222, 3277, 3315, 3377, 3439 3796
street railway corporations, relative to issue of tickets in cases of stoppage or blockade (Int. No. 351).....	165
street railroad, between Albany and Watervliet, relative to regulate the fare (Int. No. 1263).....	1487

Railroads—Continued:

PAGE.

street surface railroads in counties of Herkimer and Hamilton, relative to motive power (Rec. No. 283) ..	2151
	3359, 3489, 3537
street cars and surface railroads, traffic upon, to regulate (Int. No. 1458)	2055
street and elevated railroads, relative to prevent discrimination against persons carrying receptacles for tools (Int. No. 235)	118, 2072, 2324
street surface railroad, relative abandonment of part of route (Int. No. 823)	583, 1732
street surface railroad corporations, relative to acquiring real estate (Int. No. 676)	388, 623, 728, 749
street surface railroads, to amend law, relative to general provisions (Int. No. 985)	870, 1152, 1298
street surface railroads, relative to time of construction after franchise is granted (Int. No. 1024)	962
street surface roads, relative to use of tracks by other roads (Int. No. 1538)	2420
street surface railroads, to amend law, relative to protection of employes (Rec. No. 333)	2506
street surface railroad corporations, relative to acquisition of property (Int. No. 1331)	1707, 2072, 2325, 2393
	2449, 2687, 3010, 3178
street surface railroads, relative payment of a percentage of gross receipts due city or village (Int. No. 1304)	1630, 2073, 2235, 2282, 2452, 2793, 4135
street surface transit in cities, towns and villages, relative improvement (Int. No. 734)	464
street surface and steam railways in cities of first class, relative to regulate the fare (Int. No. 308)	154

Railroads—Continued:	PAGE.
street railroads, to amend law, relative to protection of certain employes (Int. No. 1152).....	1215
street railroads, city of New York, relative to protection of certain employes (Int. No. 1105).....	1080, 2083
street railroads, relative to protection of certain employes (Int. No. 1338).....	1708
street railroads, to amend law, relative to certain employes (Int. No. 1005).....	873
street railroad fares in certain cities, to regulate, and provide for transfers (Int. No. 909).....	742
street railways, relative transportation of scholars of public schools (Int. No. 180).....	93, 299
Upper Hudson Railroad Company, relative to extend time to begin construction (Int. No. 1509).....	2280
Upper Hudson Railroad Company, relative extension of time (Rec. No. 458).....	3563, 3692, 3815, 3838
Ramapo Water Company, to repeal acts, relative to (Int. No. 9).....	53, 1508, 1512, 1520, 1611, 1865
Ramapo Water Company, relative to limit and define its powers (Int. No. 983).....	869
Ramapo Water Company, relative to limit and define its powers (Rec. No. 142).....	1323
Real Property Law, to amend, relative acknowledgment of conveyances (Int. No. 37).....	67
Real Property Law, to amend, relative to form of acknowledgments and proofs in foreign countries (Int. No. 1335). 2064, 2184, 2220, 2563, 2619, 3796	1707
Real Property Law, to amend, relative to acknowledgment of conveyances (Rec. No. 41).....	583, 1100, 1208

Real property of religious, charitable and educational associations, relative to exempt from taxation (Int. No. 467) ..	230
Real Property Law, to amend, relative to the descent of real property (Int. No. 637) . .365, 1101, 1352, 1388, 1593, 1693, 1790	
	2147, 2268, 3189, 3273, 3313, 3380, 3461, 3686
Real Property Law, to amend, relative husband's interest in property of a wife dying intestate (Int. No. 907)	742
Real Property Law, to amend, relative to investments by trustees and others (Int. No. 961) . .825, 1367, 1474, 1517, 1656	
	1749, 1979
Real property exempt from taxation, relative publication of lists annually (Rec. No. 420)	3209
Real property exempt from taxation, relative publication of lists annually (Int. No. 787)524, 916, 1065, 1120, 1169, 1304	
Real estate, relative to old charges, embracing taxes and assessments levied more than twenty years (Int. No. 730) .	461
	917, 966, 1017, 1734, 1822, 1886, 1939
Real Property Law, to amend, relative to investments by trustees (Rec. No. 198)	1705
Regents, relative to admit physicians to practice (Int. No. 416)	185
Reitford, Harry, appointed page	62
Religious Corporation Law, to amend, relative sales, mortgages, etc. (Int. No. 1112)1081, 1382, 1475, 2343, 2345	
Religious camp meetings, relative to prevent disturbance (Int. No. 425)	186
Rensselaer, to amend charter of city, relative to annexation (Rec. No. 73)829, 1092, 1210, 1283, 1399, 2404	

Rensselaer county, relative to regulate proceedings of board of supervisors (Int. No. 758).....	497, 852, 945, 1003, 1131 1187, 1702
Rensselaer, relative to payment and assessment certain local improvements (Rec. No. 454).....	3563
Rensselaer, relative to payment and assessment of cost of certain local improvements (Int. No. 1632)....	3005, 3261, 3313 3326, 3379, 3453, 3800
Rensselaer county, relative newspaper advertisements (Int. No. 1664)	3158
Rensselaer county, relative to regulate newspaper adver- tisements (Int. No. 1490).....	2277
Rensselaer county, relative to make the office of sheriff salaried (Int. No. 759).....	497
Report of:	
Adjutant-General	72
American Society for the Prevention of Cruelty to to Animals	1007
American Scenic and Historic Preservation Society....	3875
Assembly Committee on Soldiers and Sailors' Home..	2443
Attorney-General	250
Berkshire Industrial Farm.....	197
Board of Managers of Western House of Refuge for Women	228
Board of Mediation and Arbitration	228
Board of Managers, House of Refuge for Women.....	614
Board of Managers of the Rome State Custodial Asylum	196
Brooklyn Society for the Prevention of Cruelty to Children	101

Report of—Continued:

PAGE.

Bureau of Labor Statistics	137
Central New York Institute for Deaf-Mutes, at Rome..	90
Children's Aid Society	101
Comptroller, relating to the canal.....	739
Comptroller, of expenditures on canals, 1901.....	4034
Commissioner of Agriculture	101
Commissioners of the State Reservation at Niagara....	1790
Commissioner of Pilots.....	72
Commissioners of Quarantine	286
Committee on Privileges and Elections, Contest Cohn vs. Adler	3888
Conrad Poppenhausen	1361
Cooper Union	197
Elmira Reformatory	84
Embalming Examiners	1861
Episcopal Fund of the Diocese of Long Island.....	391
Factory Inspector	228
Forest, Fish and Game Commission.....	137
Le Couteulx St. Mary's Institution for Deaf-Mutes....	3875
Life Saving Corps	89
Manager of the New York Institute for the Blind....	73
Managers of the Society for the Reformation of Juvenile Delinquents in city of New York.....	228
Mohawk and Hudson River Humane Society.....	3794
New York Society for the Prevention of Cruelty to Children	117
New York College of Forestry	137
New York Institute for the Blind.....	72
New York Institute for the Instruction of the Deaf and Dumb	89

Report of—Continued:

PAGE.

New York Juvenile Asylum	3816
New York State Pathological Laboratory of the University of Buffalo	3331
New York Catholic Protectory	1006
New York State Soldiers and Sailors' Home.....	158
New York State Veterinary College	197
Northern New York Institution for Deaf-Mutes.....	1874
Palisades Interstate Park Commission.....	228
Secretary of State on Statistics of Crime.....	2807
Special Committee on Adirondack Lands.....	3876
Society for Protection of Destitute Roman Catholic Children, at Buffalo	739
statement of pardons, commutations and respites granted by Theodore Roosevelt during the year 1900.	117
State Board of Health.....	773
State Civil Service Commission.....	1139
State Comptroller	72
State Custodial Asylum for Feeble-Minded Women...	128
State Engineer and Surveyor.....	73
State Engineer and Surveyor, on Volume of Streams..	72
State Superintendent of Elections, Metropolitan District	390
State Historian	3875
State Hospital for Treatment of Incipient Pulmonary Tuberculosis	286
State Inspector of Gas Meters.....	72
State Commission in Lunacy.....	421
State Board of Pharmacy.....	72

Report of—Continued:

PAGE.

State Superintendent of the Department of Public Instruction	3331
State Racing Commission	4033
Superintendent of Banks	51
Superintendent of Banks	1035
Superintendent of Banks	1214
Superintendent of New York State School for the Blind at Batavia	73
Superintendent of Insurance	2084
Superintendent of the Onondaga Salt Springs	90
Superintendent of Public Buildings	85
Superintendent of Public Works	137
Special Committee on Statutory Revision bills	3875
St. Joseph's Institute for the Improved Instruction of Deaf-Mutes, Brooklyn	90
Syracuse State Institution for Feeble-Minded Children	72
Tenement House Commission	739
Tenement House Commission	1007
Trustees of Webb's Academy and Home for Shipbuilders	85
Wadsworth Library	286
Woman's Relief Corps Home	72
Wyoming Benevolent Institute	72

Resolutions:

adjournment to January 9, 1901	18, 51
adjourn out of respect to the memory of Queen Victoria	183
adjourn out of respect to the memory of Abraham Lincoln	579

Resolutions—Continued:	PAGE.
adjourn out of respect to the memory of the late Wm.	
M. Evarts.....	1321
adjourn out of respect to the memory of Hon. Amos	
K. Hadley	1483
adjourn out of respect to the memory of the Hon. Wm.	
H. Wilson	2502
adjournment without date.....	3205, 3311
Aguinaldo, relative to capture of, by General Fred	
Funston	2659
appointment of a committee on congressional appor-	
tionment	1169, 1170
Attorney-General to furnish an opinion, relative to	
members of the Legislature.....	738, 1034, 2226
chairman of Committee on Codes, to purchase latest	
edition of statutes and codes.....	95
Civil Service Law, to condemn as un-American and	
against the best interests of our State.....	341
Clerk of Assembly, directed to have all committee	
notices posted on bulletins.....	96
Clerk of Assembly, to furnish Committees on Judiciary,	
General Laws and Taxation and Retrenchment, with	
copies of the General Statutes and Tax Law.....	342
Clerk of Assembly, to purchase a set of Birdseye's	
Revised Statutes, and a set of Session Laws of 1898,	
1899 and 1900 for use of Ways and Means Committee	481
Clerk of Assembly to purchase 12 copies of the Code	
of Civil Procedure for the use of the Committee on	
Judiciary	955

Resolutions—Continued:

PAGE.

Clerk of Assembly to purchase 150 additional file boards	1069
Clerk of Assembly revise indices of session laws.....	4128
Commissioner of Excise to furnish list of liquor tax holders	739, 1034
committee to wait upon the Governor.....	16, 4133, 4144
committee to wait upon the Senate.....	16, 597, 4134, 4144
Committee on Privileges and Elections, to investigate the contest of election, Mr. Cohn vs. Mr. Adler..	136, 248
Committee on Soldiers' and Sailors' Home be directed to visit the Home at Bath, N. Y.....	462
committee to be appointed to consider bills prepared by Statutory Revision Commission.....	773, 959, 1540
committee appointed to attend the funeral of Hon. Wm. H. Wilson.....	2503
Comptroller to report the sums of money paid to various public institutions.....	142
district attorney, Asa Bird Gardiner, relative expenses of investigation office of.....	520
election of State Superintendent of Public Instruction in place of Charles R. Skinner.....	520
election of United States Senators, from the legislature, State of Minnesota.....	820
election of United States Senator, from the legislature, State of Montana.....	1322
elections of United States Senators, from the legislature, State of Oregon.....	614
extension of time for introduction of bills and committees to report.....	2659

Resolutions—Continued:	PAGE.
Forest Preserve, appoint committee to investigate....	4128
Governor's Island, relative to urge the federal govern- ment to deed to New York city.....	249, 459
Governor's suggestion in annual message, relative to Excise Commissioner.....	101, 282
Greater New York, relative to reduce the price of gas	343, 521
Harrison, General Benjamin, relative to illness.....	1697
Harrison, General Benjamin, relative to death.....	1789
investigating committee, relative to statement of Mr. Alexander Selkirk.....	1034
Lawrence, A. D., directed to remain 30 days after adjournment	4131
Legislative Statement prepared by Robert H. Whitten, Ph.D. to be printed and placed on files.....	336
library, Assembly, to be kept open all the year.....	4131
nomination of a Regent of the University in place of Hon. Hamilton Harris, deceased.....	520, 576
of thanks to Speaker Nixon.....	4145
print 2,000 additional copies of Senate bill No. 772, relative to amend the Election Law.....	1483
print 300 additional copies of all general Assembly bills	384, 434
print 800 extra copies of report of House of Refuge for Women at Hudson.....	3205
print 3,000 copies of the Governor's message in Ger- man, for use of the Legislature.....	2049, 2740
print 5,000 copies of the veto message of mayor of New York city, on police bill.....	830

Resolutions—Continued:

PAGE.

print 2,500 additional copies of Assembly bill, No. 759, relative to osteopathy.....	830, 1171
print 1,000 extra copies of report of Superintendent of Public Buildings.....	384, 435
print 1,500 additional copies of Assembly bill, No. 1247, relative to public health.....	1069, 1170
print 1,000 additional copies of Assembly bill, No. 301, relative taxation of certain corporations.....	250, 301
print 1,500 additional copies of Assembly bill, No. 477, relative taxation of bank shares.....	250, 301
Quarantine station, investigate.....	4126
sergeant-at-arms, relative duties during recess.....	4131
Speaker's stenographer remain 20 days after adjourn- ment	4130
Statutory Revision Commission, relative to employ a stenographer.....	1540
United States Senator Platt, relative to death of his wife	613

Resolutions, concurrent:

adjourn out of respect to the memory of Hon. Cornelius R. Parsons.....	322
adjournment without date.....	3205, 3311
joint committee to prepare bill amending Constitution, relative to removal by Governor.....	94, 141
joint session for election of a Superintendent of Public Instruction and a Regent of the University.....	463
judiciary committee of the Senate to examine into the affairs of the Union Bridge Company.....	661, 957, 1084

Resolutions, concurrent—Continued:

PAGE.

oleomargarine, relative to bill before the United States Senate	248,	830
proposing amendment to the Constitution, relative to disposition of the canals (Int. No. 50).....		69
proposing amendment to the Constitution, relative to canals (Int. No. 7).....	53,	73
proposing amendment to the Constitution, relative to civil service appointments and promotions (Rec. No. 304)		2276
proposing amendment to the Constitution, relative to civil service (Int. No. 871).....		656
proposing amendment to the Constitution, relative to civil service appointments and promotions (Int. No. 1460)		2151
proposing amendment to the Constitution, relative to civil service appointments and promotions (Int. No. 1181)		1326
proposing amendment to the Constitution, relative to the forest preserve (Int. No. 680).....	389, 921, 969, 1018	
proposing amendment to the Constitution, relative to limitation of indebtedness (Rec. No. 129).....	1146, 1634, 1775	
proposing amendment to the Constitution, relative to sickness of jurors (Int. No. 583).....		292
proposing amendment to the Constitution, relative additional justices Supreme Court (Rec. No. 478).....	3695, 3912	
		3918
proposing amendment to the Constitution, relative to legislative powers (Int. No. 311).....		154

Resolutions, concurrent—Continued:

PAGE.

proposing amendment to the Constitution, relative to terms of office of member of Assembly (Int. No. 221).	104
584, 650, 662, 747, 816,	864
proposing amendment to the Constitution, relative to loans of money or credit; limitation of indebtedness (Int. No. 310).....	154, 275, 381, 461, 628
proposing amendment to the Constitution, relative to exemptions of real and personal property from taxa- tion (Int. No. 843).....	619, 1152, 1270, 1294, 1444, 1527, 1576 1658, 4031
Shaw, Col. Albert D., relative to death of.....	578
Temple Farm, Virginia, relative to bill before Con- gress	249, 344, 406
Revised Statutes, to repeal, relative to Lewiston school fund (Int. No. 488).....	252, 625, 728, 746, 860, 937, 1360
Revised Statutes, to amend, relative to parole of prisoners (Rec. No. 309).....	2276, 2449, 2568, 2731
Rexford Flats, relative bridge over Erie canal west of Upper Mohawk aqueduct (Int. No. 1298).....	1585
Richardson, Arthur L., appointed clerk to committee on vil- lages	63
Richmond county, relative to assessments (Int. No. 1474).. 3166.	2216 3166
Richmond county, relative to appropriation for building known as the Billop House (Int. No. 1544).....	2421, 2812
Richmond county, relative to authorize clerk to procure map of Colonial grants of land (Int. No. 1650).....	3070
Richmond county, relative to compensation of the stenog- rapher of county court (Int. No. 640)....	366, 1113, 1208, 1254 1296, 1340, 1702, 2270

Richmondville, relative to change the name of the United Evangelical Lutheran Church (Int. No. 179)...	93, 123, 133, 134 150, 162
Rochester:	
aldermen, relative to provide for payment of salaries (Int. No. 1018).....	961, 1090, 1202, 1254, 1295, 1338
Ames street, relative assessments for paving (Int. No. 712).....	418, 1726, 1840, 1880, 2022
Ames street, relative to assessments for paving (Rec. No. 225).....	1986, 2114
appropriation for local assessments against State prop- erty, to provide for payment (Int. No. 1647)...	3070, 3558 3565, 3891, 3898, 4138
bridge over the Erie canal at Culver road, relative to construction (Int. No. 1093).....	1078
bridge over the Erie canal on Plymouth avenue, relative to construction (Int. No. 417).....	186
bridge over Erie canal at Plymouth avenue, relative to construction (Rec. No. 402).....	3207, 3914, 3998
Caledonia avenue, relative assessment for paving (Int. No. 515).....	262, 1728, 1834, 1878, 2022
Caledonia avenue, relative to assessments for paving (Rec. No. 223).....	1986, 2130
Central avenue, relative assessment for paving (Int. No. 514).....	262, 1728, 1834, 1877, 2017
Central avenue, relative assessment for paving (Int. No. 526).....	264, 1730, 1839, 1877, 2017
Central avenue, relative to assessments for paving (Rec. No. 206).....	1791, 2001, 2123

Rochester—Continued:

PAGE.

Central avenue, relative to assessments for paving (Rec. No. 220).....	1985, 2131
city of, relative to contract with street railway company for paving streets (Int. No. 1679)...	3319, 3373, 3554, 3697 3702, 3868
charter of city, to amend, relative board of education (Int. No. 1017)....	961, 1090, 1202, 1256, 1393, 1459, 4138
charter of city, to amend, relative to board of education (Int. No. 645).....	366
charter of city, to amend, relative to board of education (Int. No. 309).....	154
charter of city, to amend, relative board of education (Rec. No. 92).....	1007, 1085
charter of city, to amend, relative to extend boundaries (Int. No. 1438)....	1994, 2358, 2483, 2556, 2686, 2791, 3251
charter of city, to amend, relative to expenses incident to improvements (Int. No. 1648)...	3070, 3262, 3321, 3376 3432, 3555, 3697, 3825, 4138
charter of city, to amend, relative expenses of improvement, how paid, assessments, etc. (Int. No. 260)...	122, 175 193, 219, 259, 305, 1415, 1542, 2273
charter of city, to amend, relative to unpaid taxes and local assessments (Int. No. 1646)...	3070, 3262, 3316, 3320 3377, 3434
charter of city, to amend, relative to municipal court (Int. No. 1406)....	1928, 2155, 2236, 2286, 2560, 2621, 3685
Clarissa street, relative assessment for paving (Int. No. 512).....	261, 1727, 1835, 1880, 2018
Clarissa street, relative to assessment for paving (Rec. No. 224).....	1986, 2134

Rochester—Continued:

PAGE.

Clinton avenue, north, relative assessment for paving (Int. No. 527).....	265, 1730, 1839, 1879, 2019
Clinton avenue, relative assessment for paving (Int. No. 529).....	265, 1731, 1838, 1876, 2020
Clinton avenue, relative assessment for paving (Int. No. 530).....	265, 1724, 1838, 1877, 2018
Clinton avenue, north, relative assessment for paving (Int. No. 698).....	416, 1725, 1836, 1881, 2021
Clinton avenue, relative to assessments for paving (Rec. No. 244).....	1989, 2117
Clinton avenue, relative to assessments for paving (Rec. No. 246).....	1989, 2121
Clinton avenue, relative to assessments for paving (Rec. No. 249).....	1990, 2141
Clinton avenue, relative to assessments for paving (Rec. No. 250).....	1990, 2119
commissioner of public safety, relative to hear charges against Thomas F. Drury (Int. No. 1212).....	1364
commissioner of public safety, relative to hear charges against John M. Durkin (Int. No. 1258).....	1486
commissioner of public safety, relative to rehear and determine charges against Nicholas P. Oldfield (Int. No. 134).....	85, 1089, 1202, 1254, 1295, 1337, 3145, 3552
common council to cause to be issued, bonds credited to building fund of the board of education (Int. No. 646)	366, 585, 817, 858, 926, 976, 1069, 1581
Dewey avenue, relative assessment for paving (Int. No. 516)	262, 1729, 1833, 1878, 2018

Rochester—Continued:

PAGE.

Dewey avenue, relative to assessment for paving (Rec. No. 226)	1987, 2128
Elm street, relative assessment for paving (Int. No. 531)	266, 1724, 1837, 1876, 2019
Elm street, relative to assessments for paving (Rec No. 253)	1991, 2116
Emerson street, west, relative assessment for paving (Int. No. 511).....	261, 1727, 1835, 1880, 2020
Emerson street, east, relative assessment for paving (Int. No. 513).....	262, 1728, 1834, 1880, 2020
Emerson street, relative to assessments for paving (Rec. No. 219)	1985, 2136
Emerson street, relative to assessments for paving (Rec. No. 227)	1987, 2133
fire department, relative to establish a pension fund (Int. No. 867).....	656, 839, 943, 1004, 1131, 1191
fire department, relative to establish a pension fund (Rec. No. 143).....	1324, 2001, 2141, 2209
Hudson avenue, relative assessments for paving (Int. No. 700)	416, 1725, 1836, 1881, 2020
Hudson avenue, relative to assessments for paving (Rec. No. 248)	1990, 2110
Jay street, relative assessments for paving (Int. No. 710)	418, 1726, 1841, 1876, 2020
Jay street, relative to assessments for paving (Rec. No. 222)	1986, 2112
Jefferson avenue, relative assessments for paving (Int. No. 711)	418, 1726, 1841, 1878, 2018

Rochester—Continued:

PAGE.

Jefferson avenue, relative to assessments for paving (Rec. No. 221).....	1985, 2113
Joseph avenue, relative assessments for paving (Int. No. 699)	416, 1725, 1836, 1879, 2021
Joseph avenue, relative to assessments for paving (Rec. No. 207)	1791, 2001, 2143
Main street, east, relative assessment for paving (Int. No. 524).....	264, 1729, 1840, 1877, 2017
Main street, relative to assessment for paving (Rec. No. 245)	1989, 2126
Markey, Jacob, relative to confirm appointment as mem- ber of police force (Int. No. 482) ..	251, 394, 456, 478, 505 537, 1138, 1581
Monroe avenue, relative assessment for paving (Int. No. 523).....	264, 1729, 1840, 1876, 2022
Monroe avenue, relative assessment for paving (Int. No. 525).....	264, 1730, 1839, 1878, 2022
Monroe avenue, relative to assessments for paving (Rec. No. 247).....	1989, 2124
Monroe avenue, relative to assessments for paving (Rec. No. 251)	1990, 2127
North street, relative assessment for paving (Int. No. 528).....	265, 1731, 1838, 1879, 2019
North street, relative to assessments for paving (Rec. No 252)	1991, 2120
police pension fund for city of, to establish (Int. No. 634).....	365, 475, 507, 530, 669, 765, 1005, 1024, 2211
police pension fund, relative to establish (Int. No. 1259).....	1487, 1637, 1769, 1826, 2022, 2100, 3198, 3552

Rochester—Continued:

PAGE.

police pension fund, relative to establish (Rec. No. 471). 3483
3694, 3698, 3728

Portland avenue, relative to assessments for paving
(Int. No. 1358)....1794, 2002, 2140, 2219, 2387, 2466, 3145
3553

public markets, construction and maintenance of, to
provide for (Int. No. 1580)....2674, 2905, 3009, 3178, 3239
3549

public markets, construction and maintenance of, to
provide for (Rec. No. 424)..... 3256

water supply in, relative to provide for sanitary protec-
tion of the sources (Int. No. 697) . .416, 988, 1067, 1123, 1329
1407, 2047, 2660

water supply in, relative to provide for sanitary protec-
tion of the sources (Rec. No. 76)..... 873

Rockland, Orange and Sullivan counties, relative to terms
of assessors (Int. No. 1400).....1873, 2764, 2885, 3015, 3081

Rome, to incorporate the city, relative to assessors, their
duties and powers (Int. No. 1635) . .3005, 3262, 3312, 3324, 3379
3452, 3491

Rome, to incorporate the city, relative to assessors (Rec. No.
442) 3371

Rome, to incorporate the city, relative to election and ap-
pointment of city and ward officers (Int No. 1436) . .1994, 2358
2485, 2555, 2600, 2711, 3145, 3553

Rome, relative to legalize franchise made between the com-
mon council and Rome City Street Railway Co. (Int. No.
1640).....306, 3262, 3315, 3325, 3379, 3452, 3491

Rome, relative appropriation for removal of lock No. 1 of the Black River canal (Int. No. 557).....	289
Rome, relative to issue bonds for street improvements (Int. No. 1567).....	2597, 2904, 3011, 3178, 3238, 3332
Rome, relative to legalize franchise made between the com- mon council and Rome City Street Railway Co. (Rec. No. 443)	3372
Rome, Institution for Deaf-Mutes at, relative appropriation for fire-escapes (Int. No. 1226)....	1366, 2061, 2326, 2384, 2563 2639, 3192
Rome State Custodial Asylum, relative appropriation (Int. No. 995)....	871, 1711, 1974, 2057, 2319, 2383, 2562, 2625, 3798
Rome State Custodial Asylum, relative appropriation (Rec. No. 310)	2276
Roper, Edward, appointed committee clerk.....	63
Ross, Wm. A., appointed page	62
Ross, Wm. V., appointed deputy clerk.....	62
Rotterdam, relative to fix compensation of assessors (Int. No. 480)	251, 1642, 1773, 1821, 1886, 1958, 2347
Rotterdam, relative to fix compensation of assessors (Rec. No. 197)	1705
Rotterdam, relative to issue bonds for completing school- house (Int. No. 1317).....	1587, 1435, 2555, 2603, 2695, 3549
Rules, relative to amendments.....	3318
Ruttenbur, John, appointed page.....	62
Rye, Westchester county, relative to roads and streets in the town of (Int. No. 1040).....	1008, 1379, 1473, 1511, 1559, 1667

S.

PAGE.

Saratoga and Rensselaer counties, relative to rights, franchises and property of Union Bridge Co. (Int. No. 1532) ..	2419
Saratoga county, sheriff, make salaried office (Rec. No. 496) ..	3912
	3914
Saratoga Springs, relative floating debt and board of auditors (Rec. No. 83)	874, 1510, 1567, 1676
Saratoga Springs, to amend charter, relative to establish the office of comptroller (Rec. No. 230) ..	1987, 2174, 2240, 2316
Saratoga Springs, to amend charter, relative to establish the office of comptroller (Int. No. 1313)	1587
Saratoga Springs, to amend charter, relative to fire commissioners (Rec. No. 401)	3207, 3558, 3565, 3873, 3891, 3897
	4135
Saratoga Springs, relative to establish a police department (Int. No. 1388) ..	1871, 2174, 2238, 2282, 2451, 2571, 2645, 3136
Saratoga Springs, to amend charter, relative to disposal of sewage (Int. No. 1065)	1036
Saratoga Springs, to amend charter, relative to disposal of sewage (Rec. No. 117)	1142, 1820, 1892, 1963
Saratoga Springs, to amend charter, relative to consolidate sewer and water commissioners (Int. No. 1066)	1036
Saratoga Springs, to amend charter, relative to consolidate sewer and water commissioners (Rec. No. 156)	1419, 1588
	1681, 1766
Saratoga Springs, to amend charter, relative to sewer, water and street commission (Rec. No. 258)	1992, 2175, 2239, 2314
	3061, 3674
Saunders, B. F., appointed clerk to committee on judiciary ..	63
Savelson, Abraham M., relative to examination for admission to the bar (Int. No. 1607)	2809

Scenic and historic places and objects, relative to incorporate the trustees (Int. No. 1504).....	2279
Scenic and historic places and objects, relative to incorporate the trustees (Rec. No. 351).....	2750, 2812, 2944
Scenic and historic places and objects, relative to incorporate the trustees (Rec. No. 74).....	829, 912, 970
Schenectady, charter of city, to amend, relative board of assessors (Int. No. 105)..<80, 475, 507, 666, 860, 928, 1138, 1699	1788, 2148, 2335
Schenectady, charter of city, to amend, relative to assessors (Rec. No. 80).....	873, 2547, 2609, 2724
Schenectady, charter of city, to amend, relative to issuing of bonds by the common council (Int. No. 100)..<79, 174, 193	218, 259, 307, 1622, 2400
Schenectady, charter of city, to amend, relative powers and duties of city officers (Int. No. 1214)..<1364, 1806, 1972, 2010	2180, 2260, 3251
Schenectady, charter of city, to amend, relative to powers and duties of city officers (Rec. No. 293).....	2274
Schenectady, charter of city, to amend, relative to fixing salaries of city officers (Int. No. 104)..<80, 476, 506, 527, 595	642, 819, 1136
Schenectady, charter of city, to amend, relative fixing salaries of city officers (Rec. No 47).....	744
Schenectady, relative to cancel assessments for culvert over Cowhorn creek (Int. No. 998).....	872
Schenectady, relative to cancel assessments for culvert over Cowhorn creek (Rec. No. 177).....	1582, 1808, 1892, 1968

Schenectady, charter of city, to amend, relative to borrow money and issue bonds to pay indebtedness of the fire department (Int. No. 102).....	80, 328, 383, 401, 441, 489, 1136
Schenectady, relative to organize a fire department and board of fire commissioners (Int. No. 107)....	80, 174, 193, 218
	259, 306
Schenectady, relative to organize a fire department and board of fire commissioners (Rec. No. 79)..<	873, 1809, 1893, 1969
Schenectady, charter of city, to amend, relative to fiscal year (Int. No. 997).....	871, 1235, 1397, 1443, 1655, 1745
Schenectady, charter of city, to amend, relative to fiscal year (Rec. No. 176).....	1582, 2547, 2609, 2725
Schenectady, charter of city, to amend, relative to borrow money and issue bonds to pay certain indebtedness (Int. No. 101).....	80, 328, 383, 402, 441, 489, 1135
Schenectady, charter of city, to amend, relative to public improvements (Int. No. 103)..<	80, 476, 507, 923, 1132, 1180, 1358
	1699
Schenectady, charter of city, to amend, relative to improvements (Rec. No. 82).....	874
Schenectady, charter of city, to amend, relative to payment of certain street improvements (Int. No. 1456)..<	2055, 2904, 3011
	3268, 3324, 3378, 3446, 3799
Schenectady, relative payment of assessments for street improvements (Int. No. 106)..<	80, 328, 383, 402, 441, 488, 819
	1135
Schenectady, relative to authorize the board of supervisors to sell the poorhouse farm and buildings (Int. No. 252)..<	120
	276, 313, 333, 406, 449, 954

Schenectady county, relative to fix the terms of office of supervisors in several towns (Int. No. 418).....	186
Schenectady county, relative to fix terms of office of supervisors in several towns (Rec. No. 78)....	873, 1250, 1643
	1771, 1821, 1887, 1953, 2210
Schenectady, charter of city, to amend, relative to wards, officers and elections (Rec. No. 65)..<	827, 1507, 1568, 1679, 3202
Schenectady, charter of city, to amend, relative to water loan (Rec. No. 294).....	2274
Schenectady, charter of city, to amend, relative to water loan (Int. No. 1196)....	1328, 1808, 1890, 1931, 2081, 2187, 3251
School directors in towns, relative to provide for election of (Int. No. 445).....	198
Schwartz, Isidor, appointed general messenger.....	63
Seabury, James W., appointed page.....	62
Secretary of State, list of members, presented by.....	3
Senate:	
committee on the part of, announce the Senate is ready for business.....	17
committee on the part of, announce that Timothy E. Ellsworth has been duly elected President pro tem..	17
committee on the part of, announce the Senate is ready to meet in joint convention.....	598
conference committee on bill to amend Code of Civil Procedure, relative to letters of administration.....	1419
conference committee on bill making appropriations for support of government.....	3135
committee on the part of, report the Senate is ready to adjourn.....	4144

	PAGE.
Senate—Continued:	
conference committee on "Supply Bill".....	3868
Seneca county, to legalize the action of the board of super-	
visors, relative holding town meetings (Int. No. 115)....	82
	115, 124, 256
Seneca Falls, relative to construction of Rumsey Street	
bridge (Int. No. 1511)..2280, 2553, 2598, 2777, 2922, 3192, 3672	
Seneca river, relative to removal of certain piers at Water-	
loo (Int. No. 1541).....	2421
Seneca river, relative construction of controlling gates for	
regulating waters of Cayuga lake (Int. No. 1327)....	1706, 3810
	3891, 3899
Session laws, relative appropriation for balance due news-	
papers (Int. No. 40).....	67, 122, 133, 134, 148
Seventy-first Regiment, relative to provide for a monu-	
ment (Int. No. 16).....	63, 2060, 2326, 2384, 2560, 2640, 3686
Sewer systems outside incorporated villages and cities, to	
provide for (Int. No. 1367).....	1795, 2005, 2141, 2179, 2386
	2465, 3139, 3194
Sharpe, Buddington, appointed messenger.....	62
Sheldon, James C., appointed deputy clerk to Committee	
on Revision.....	62
Simpson, Geo. R., relative examination for admission to	
the bar (Int. No. 673)....	388, 1099, 1200, 1254, 1296, 1333
Sing Sing, to revise charter of village, relative to changing	
boundary lines (Int. No. 850).....	620, 1251, 1396, 1442
	1558, 1665, 2211
Skaneateles feeder of the Erie canal, relative appropria-	
tion for repairs (Int. No. 392).....	170, 2058, 2326, 2384
	2561, 2642, 3254

	PAGE.
Skinner, Charles R., elected Superintendent of Public Instruction	598, 600
Sloane, Charles A., appointed assistant index clerk.....	62
Smith, B. V., appointed assistant librarian.....	62
Smith, Fred R., appointed superintendent of documents..	62
Smith, George K., appointed general messenger.....	63
Smith, Mott, appointed page.....	62
Smith, Ray B., appointed assistant clerk.....	61
Society for Reformation of Juvenile Delinquents, relative appropriation (Int. No. 1122)	1140, 1712, 1974, 2010, 2181, 2253
Society for the Reformation of Juvenile Delinquents, relative appropriation (Rec. No. 308)	2276, 2508, 2610, 3130, 3864
Soldiers and sailors, relative to licenses for hawking and peddling merchandise (Int. No. 1447)	2054, 2434, 2566 2599, 2778, 2925
Soldiers and Sailors' Home, at Bath, relative appropriation for repairs (Int. No. 427)	187, 1218, 1428, 1617, 1644 1831, 1913, 2545, 2775, 2915, 3647, 3795
Somerset, relative to abolish the office of Railroad Commissioner (Int. No. 1203)	1362, 1813, 1891, 1933, 2225, 2302, 2500
Southold, Suffolk county, to provide for repairing and extending sea wall (Int. No. 220)	104, 296, 381, 404 531, 629, 3254
Speaker:	
appointment of standing committees.....	55
election of.....	8
opening address of.....	9
appointment of a committee to wait upon the Governor	16

Speaker—Continued:

PAGE.

appointment of a committee to wait upon the Senate	16, 597
appointment of a committee to prepare ballots for the drawing of seats.....	17
appointments made by.....	54, 62, 580, 1703
appointment of a committee to escort Wu Ting-Fang to the chair.....	105
appointment of a committee to attend the funeral of Senator Parsons.....	322
announced the receipt of a communication from Mrs. Cornelius R. Parsons.....	522
declared Robert C. Pruyn nominated for the office of Regent of the University.....	578
communication from legislature, State of Oregon, presented by.....	614
communication from legislature, State of Minnesota, presented by.....	820
appointment of a committee to consider statutory revi- sion bills	959
appointment of a committee on congressional appor- tionment	1169, 1170
appointment of a conference committee on bill to amend Code of Civil Procedure, relative letters of administration	1419
appointment of a committee to attend the funeral of Hon. Wm. H. Wilson.....	2503
communication from legislature, State of Wyoming, presented by	2594

Speaker—Continued:

PAGE-

communication from legislature, State of Nevada, presented by	2595
appointment of a conference committee on appropriation bill	3135
appointment of a conference committee on bill, relative to publication of Forest, Fish and Game Laws.	3201
appointment of officers to attend opening next session.	4144
appointment of officers to remain 30 days after adjournment	4144
closing address	4145
appointment of a conference committee on Supply Bill	3786

Speaker, decisions of the, on points of order raised by:

Mr. McKeown, on bill to amend Greater New York charter, relative to municipal court.....	316, 317
Mr. McKeown, on bill to amend the Town Law.....	2141
Mr. McKeown, on three bills, relative to offices of register, sheriff and clerk of Kings county.....	2323
Mr. Hyman, on bill to amend the Penal Code, relative to kidnapping.....	2390
Mr. Allds, on bill to amend the Railroad Law, relative to street surface railroad corporations.....	2393, 2394
Mr. McKeown, on bill to regulate the practice of architecture	2466
Mr. McKeown, on bill to amend general laws, relative to elections.....	2688
Mr. McKeown, on bill to amend the Insanity Law.....	2688
Mr. McKeown, on bill to amend charter of city of Buffalo, relative to the office of mayor.....	3021

Speaker, decisions of the—Continued:

PAGE.

Mr. Burnett, on bill, relative to appropriation for improvements of the canals.....	3220
Mr. McKeown, on bill, relative to regulate liability of employers to employes.....	3366, 3376
Mr. Fitzgerald, Mr. McKeown, Mr. Geoghan, on bill, relative unpaid taxes, Erie county.....	3585
Mr. McKeown, Mr. Coughtry, Mr. Lewis, on bill to create board of public instruction in the city of Albany	3801
Mr. Fitzgerald, on bill relative New York city docks..	4056
Springfield Center, relative to separate road district (Int. No. 1322)	1632, 2076, 2178, 2289, 2394
Springfield Center, relative to separate road district (Rec. No. 296)	2274, 2408, 2952
State School for the Blind, relative appropriation (Int. No. 1062)	1035, 1425, 1618, 1646, 1832, 1913 3193
State Board of Law Examiners, relative admission of citizens to examinations (Int. No. 1318)..	1587, 2352, 2487, 2555 2603, 2720, 3796
State Board of Law Examiners, relative admission of citizens to examinations (Int. No. 1589).....	2754
State Board of Pharmacy, relative to grant a license to George H. White (Int. No. 824).....	583
State Board of Law Examiners, relative admission of citizens to the examinations (Int. No. 653).....	385, 909, 1066 1252, 1295, 1330, 2346, 2889, 2891
State Charities Law, to amend, relative to State Board of Charities (Int. No. 169).....	91

- State Charities Law, to amend, relative to transfer of inmates to Elmira, or Eastern New York Reformatories (Int. No. 487)....252, 478, 507, 766, 922, 1131, 1181, 2414, 2686
2786, 3686, 3792
- State Charities Law, to amend and incorporate other statutes, relative to charities (Int. 1271)..... 1488
- State Custodial Asylum for Feeble-Minded Women at Newark, relative appropriation (Int. No. 1145).....1214, 1713
1974, 2010, 2181, 2254, 3192
- State Custodial Asylum for Feeble-Minded Women at Newark (Rec. No. 303)..... 2276
- State Hospital for Crippled and Deformed Children, relative to estimates for hospital expenses (Rec. No. 295).... 2274
2676, 3022, 3074, 3228, 3285, 3470
- State Commissioners of Land Office grant authority cede Esopus Island to United States (Rec. No. 490)....3811, 3892
3909
- State Commission of Prisons, relative to provide for appointment and define its duties (Int. No. 170)....91, 189, 227, 246
259, 308, 413
- State dam on Saranac river, relative appropriation for completion of lock (Int. No. 1249)....1422, 2056, 2186, 2219, 2385
2473, 3551
- State employes, relative to classify, grade and establish rates of compensation (Rec. No. 119)....1143, 2676, 3022, 3074
3228, 3285, 3321, 3340, 3470
- State Finance Law, to amend, relative to investments by the Comptroller (Int. No. 1219)....1365, 1509, 2693, 2768, 2910, 3047

State Finance Law, to amend, relative to loan commissioners (Int. No. 250).....	120
State Finance Law, to amend, relative compensation of loan commissioners (Int. No. 228)....117, 2814, 3123, 3172, 3268	3323, 3378, 3444
State Finance Law, to amend, relative to itemized accounts of public officers (Int. No. 1218)..1365, 2509, 2606, 2684, 3015	3087, 3548
State Finance Law, to amend, relative payments to State Treasurer by State officers, employes, boards, departments or commissions (Rec. No. 446)..3476, 3562, 3570, 3605	
State Finance Law, to amend, relative to deposit of State moneys (Rec. No. 407)..3207, 3358, 3489, 3540, 3636, 4035, 4056	
State Hospital for Care of Crippled and Deformed Children, relative to establish (Int. No. 586)..292, 422, 575, 593, 749, 802	
State Hospital for Care of Crippled and Deformed Children, relative appropriation (Rec. No. 325)..2504, 3214, 3281, 3556	3699, 3716
State Hospital for Care of Crippled and Deformed Children, relative to establish (Rec. No. 63).....	776
State Hospitals for the Insane, relative appropriation for buildings and repairs (Rec. No. 267)....2053, 2675, 2784, 2936	
State hospital for treatment of tuberculosis, relative appropriation (Int. No. 728).....	421
State hospital for treatment of tuberculosis, relative to appropriation (Rec. No. 145)..1324, 2813, 3124, 3173, 3269, 3358	3485, 3506, 3890, 3894, 4135
State Industrial School, relative to appropriation (Rec. No. 203).....	1790, 3481, 3570, 3609

	PAGE.
State Industrial School, relative to appropriation for new site (Rec. No. 318).....	2422
State institutions, relative to regulate the selection and appointment of trustees and managers (Int. No. 1343)..	1709
	3789
State law, to amend, relative to arms of the State and the State flag (Rec. No. 285).....	2214, 2285, 2391
State Museum of Natural History, to regulate, and publication of paleontology (Int. No. 1394)....	1872, 2070, 2178, 2226
	2304, 3136
State printing, to amend law, generally (Int. No. 1257)...	1486
	2175, 2945, 3294, 3483, 3569, 3597
State prisons, to amend law, relative to powers of board of classification (Int. No. 970)..	826, 1251, 1300, 1385, 1518, 1599
	3303, 3332
State prisons, relative to provide for their support and maintenance (Int. No. 264)..	129, 188, 223, 245, 259, 285, 2663, 2744
	3060, 3061, 3130, 3327, 3355, 3486, 3517, 3872
State Racing Commission, to establish and incorporate association for breed of horses (Int. No. 887).....	659, 1874, 1971
State Racing Commission, to establish and incorporate association for breed of horses (Int. No. 619).....	363
State Racing Commission, to establish, relative to tax and examination of books and records (Int. No. 1302).....	1586
State Reformatory for Male Misdemeanants, relative to establish (Int. No. 469).....	230
State Reformatory for Women, relative appropriation (Int. No. 1134).....	1141, 1424, 1617, 1645, 1832, 1911, 2211

State Veterinary College, relative to establish at New York University (Int. No. 565).....	290
State volunteers in the late Spanish war, relative to provide for payment (Int. No. 162).....	90
Staten Island ferries, relative to regulate fare during hours traveled by working men (Int. No. 1415).....	1930, 1436
Staten Island ferries, relative to prohibit the operation of boats 40 years old (Int. No. 890).....	659, 1436
Staten Island ferries, relative to regulate monthly commutation fare (Int. No. 1472).....	2215, 2882
Staten Island ferry, relative to regulate early morning trips (Int. No. 1467).....	2152, 2433
Staten Island sound, relative to Arthur Kill bridge (Int. No. 1466)	2152
State printing office, to establish and create office of Superintendent (Int. No. 1369).....	1795
Statutes, relative to provide for serial publication without expense to the State (Int. No. 383).....	169, 392, 454
Statutes, relative to publication of, in serial form and to repeal certain laws (Int. No. 638).....	365, 1874, 1971
Statutory Construction Law, to amend, relative to common lands (Int. No. 1422).....	1992, 2757, 3121, 3177, 3381
Statutory Construction Law, to amend, relative to common lands (Rec. No. 349).....	2749, 3160, 3476, 3566, 3574, 3873
Steam boilers, engines, etc., operated by incompetent persons, relative to protection of life and property (Int. No. 207).....	102, 1153, 1355
Steinam, Lucas A., memorial fund, to incorporate and prescribe its objects and powers (Rec. No. 30).....	526, 849, 946

	PAGE.
Stickney, Wm. W., relative cancellation of tax sales (Int. No. 1020).....	961, 1633, 1774, 1822, 1885, 1960, 3136
St. Lawrence and Franklin counties, relative to establish boundary lines (Int. No. 1231).....	1420
St. Lawrence and Franklin counties, relative to south boundary line (Rec. No. 241) ..	1988, 3213, 3281, 3362, 3487, 3522
St. Lawrence and Franklin counties, relative to south boundary line (Int. No. 693).....	415
Stock Corporation Law, to amend, relative to examination of books of accounts by stockholders (Int. No. 852) ..	620, 1632 1774
Stock Corporation Law, to amend, relative to issue of debenture bond-stock (Rec. No. 417).....	3209, 3558, 3698, 3724
Stock Corporation Law, to amend, relative to issue of debenture bond stock (Int. No. 547) ..	287, 2357, 2688, 2768, 2909, 3038
Stock Corporation Law, to amend, relative to sale of corporate franchises and property (Int. No. 380) ..	169, 844, 1065, 1121 1168, 1303, 1779, 1867
Stock Corporation Law, to amend, relative to merger of corporations (Int. No. 215).....	103
Stock Corporation Law, to amend, relative mortgage property (Int. No. 15) ..	63, 1235, 1396, 1446, 1616, 1653, 1936, 2028 3190, 3252, 3688, 3689
Street and elevated railroads, relative to prevent discrimination against persons carrying receptacles for tools (Int. No. 235).....	118
Strawson, Wm. A., appointed assistant financial clerk....	62
Storing personal chattels, relative to regulate the business (Int. No. 994) ..	871, 1717, 1974, 2436, 2598, 2886, 3026, 3119, 3326

Storing personal chattels, relative to regulate the business (Rec. No. 432).....	3258, 3479, 3572, 3620
Storage warehouses, to amend law, relative to, title to or possession of goods, wares, etc. (Int No. 347).....	164
Storage warehouses, to amend law, relative to, title to or possession of goods, wares, etc. (Int. No. 327).....	157
Storage warehouses, relative title to or possession of goods (Int. No. 682).....	389
Storage warehouses, relative to party defendant in action (Int. No. 740).....	465, 2068
Storage warehousemen, relative to collect their charges by sale of goods deposited (Int. No. 522).....	263
Sugar beet culture, relative appropriation to continue the promotion of (Int. No. 281).....	138, 1710, 1972, 2010, 2182, 2261 3193
Sullivan county, relative to make the office of county clerk salaried (Rec. No. 75).....	830, 1380, 1470
Supreme Court, Appellate Division, Second Department, relative to compensation of justices (Rec. No. 330).....	2506, 3359 3489, 3536
Supreme Court, trial judges, relative New York and Kings (Int. No. 1084).....	1077
Supreme Court Justices, relative to payment of expenses (Int. No. 1573).....	2673
Supreme Court Justices, relative to payment of expenses (Rec No. 469).....	3555, 3694, 3698, 3710
Supreme Court, relative appoint referees First Judicial Department (Rec. No. 476).....	3695, 3892, 3907, 4058, 4059

Supreme Court, relative to provide for a reporter (Int. No. 1279)	1489
Supreme Court, relative to provide for a reporter (Int. No. 1135)	1141
Sylvan Beach, relative to revise, amend and repeal certain acts (Int. No. 1215)	1364, 1811, 2283, 2562, 2614, 3192
Syracuse:	
bridge over the Oswego canal at North Salina street, relative to provide for construction (Int. No. 1601) . .	2756 3210, 3280, 3321, 3324, 3340, 3549
bridge over the Oswego canal at Willow street, relative to provide for construction (Int. No. 1652)	3071
charter of city, to amend, relative to boundaries and debts of territory annexed (Int. No. 981) . .	869, 1090, 1204 1252, 1296, 1339, 1621, 2735, 3200
claims against the city, relative to payment (Int. No. 1171)	1290, 1503, 1553, 1655, 1743
Claims against the city, relative to payment (Rec. No. 195)	1704, 2892
Municipal Electric Lighting Plant, relative to cost of establishing (Int. No. 1364) . .	1795, 2762, 3121, 3172, 3269 3323, 3349, 3799
State Institution for Feeble-Minded Children, relative appropriation (Int. No. 1091) . .	1078, 1712, 1974, 2010, 2181 2252, 3645, 3795
Swamps, marshes and other low lands, relative to proceedings for drainage (Int. No. 426)	186, 1720, 2436, 2691, 2767 2909, 3035, 3549

T.

PAGE.

Taxation, to amend general laws, relative to cancellation of certain tax sales (Int. No. 1660).....	3157, 3691, 3813, 3819
Taxation, to amend law, relative to deposits of domestic life insurance corporations (Int. No. 1280)....	1489, 1723, 1837 1882, 2182, 2248, 3651, 3795
Taxation, to amend law, relative to land sold for taxes (Int. No. 265)	129, 1436, 1521, 1619, 1645, 1831, 1917, 2741
Taxation, relative to exemption and mode of assessment (Int. No. 119).....	82
Taxation of savings banks and insurance companies, rela- tive to repeal law (Int. No. 401).....	171
Taxation, relative to certain corporations, joint stock com- panies and associations (Int. No. 55).....	70
Taxation, to amend law, relative taxable transfers of prop- erty (Int. No. 545).....	268
Taxation, to amend law, relative to seal (Int. No. 283)..	138, 300 362, 369, 481, 515, 1212, 1624, 1625, 1701, 2046
Taxation, to amend law, relative to trust companies (Int. No. 54).....	70
Tax Law, to amend, relative to assessment of real property in two or more tax districts (Int. No. 1354)..	1793, 2817, 2940 3012, 3269, 3475, 3567, 3601
Tax Law, to amend, relative to assessment rolls (Rec. No. 148)	1325, 1797, 2686, 2768, 3014, 3090, 3201
Tax Law, to amend, relative taxation of bank shares for State purposes (Int. No. 450).....	199
Tax Law, amend relative taxation of stockholders banks (Rec. No. 453).....	3563, 3693, 3814, 3837, 4002

	PAGE.
Tax Law, to amend, relative to taxing cemetery corporations (Int. No. 1330).....	1707
Tax Law, to amend, relative to return by collector of unpaid taxes (Rec. No. 311)...2277, 2440, 2568, 2655, 2889, 3689, 4015	
Tax Law, to amend, relative to return by the collector of unpaid taxes (Int. No. 705)...417, 1723, 2152, 2238, 2600, 3178	3235
Tax Law, to amend, relative publication of notices by collectors, Suffolk county (Int. No. 1030)....962, 1114, 1206, 1253	
1297, 1344, 1622, 2050, 2146, 2497, 2775, 2913, 3255	
Tax Law, to amend, relative to preparation of assessment rolls and duties of collectors (Int. No. 763)....498, 852, 945	
1001, 1016, 1048, 2048	
Tax Law, relative to provide for a commissioner to revise (Int. No. 862).....	655
Tax Law, to amend, relative to comptroller's deed and application therefor (Int. No. 1588)....2754, 3219, 3277, 3380, 3461	
3476, 3491, 3566, 3593	
Tax Law, to amend, relative to corporate franchises (Int. No. 751)	466
Tax Law, to amend, relative to taxation of corporations (Int. No. 817)	582
Tax law, to amend, relative to franchise tax on corporations (Int. No. 301)..141, 1798, 1972, 2011, 2082, 2189, 2385, 2462, 3637	3869
Tax Law, to amend, relative to prevent discrimination in assessment of real estate (Int. No. 1205).....	1363
Tax Law, to amend, relative to taxation of insurance, title, guaranty and surety corporations (Int. No. 300).....	141

Tax Law, to amend, relative to franchise taxes of insurance companies (Rec. No. 122).....	1143, 1436, 1526, 1562, 1595
Tax Law, to amend, relative to land sold for taxes, expense incurred by county treasurer (Int. No. 681)....	389, 2817, 3122 3173, 3270
Tax Law, to amend, relative to exempting laundry corporation from taxation (Int. No. 453).....	199
Tax Law, to amend, relative to bonds secured by mortgages on real estate (Int. No. 578).....	291
Tax Law, to amend, relative to reducing the organization tax (Rec. No. 427).....	3257, 3555, 3700, 3712
Tax Law, to amend, relative to assessment of personal property (Int. No. 540).....	267
Tax law, to amend, relative to taxation of public franchises as real property (Int. No. 1008).....	959, 2280, 2390, 4031
Tax Law, to amend, relative franchise tax paid by elevated or surface railroads (Int. No. 812)....	581, 1152, 1297, 1385, 1519 1601, 1977, 2386, 2453
Tax Law, to amend, relative to redemption from tax sales (Int. No. 1308)....	1631, 2817, 2940, 3017, 3124, 3182, 3225, 3328 3358, 3485, 3507, 3686
Tax Law to amend, relative to appeals to the State Board Int. No. 393).....	170, 2818, 3123, 3173, 3269
Tax Law, to amend, relative to exemption of savings bank deposits (Int. No. 654).....	385
Tax Law, to amend, relative to taxation of savings banks (Int. No. 302).....	141
Tax Law, to amend, relative to taxation of savings banks (Rec. No. 121).....	1143, 1435, 1526, 1562, 1596

	PAGE.
Tax Law, to amend, relative to provide for apportionment in State taxes (Int. No. 165).....	91
Tax Law, to amend, relative to taxation of State lands in Dannemora and Altona (Int. No. 1136)..1141, 1723, 1837, 1875 2021, 2106, 2742, 3311, 3312	
Tax Law, to amend, relative sale of land for unpaid taxes (Int. No. 625).....363, 1723, 2432, 2690, 2767, 2909, 3042	
Tax Law, to amend, relative to supplementary proceedings to collect taxes (Rec. No. 235).....1988, 2440, 2567, 2652	
Tax Law, to amend, relative to taxable transfers of prop- erty (Int. No. 270).....	130
Tax Law, to amend, relative to taxable transfers of prop- erty (Rec. No. 268).....2051, 2052	
Tax Law, to amend, relative to taxable transfers of prop- erty (Int. No. 1188).....	1327
Tax Law, to amend, relative to taxable transfers of prop- erty (Int. No. 1668).....	3210
Tax Law, to amend, relative to taxable transfers of prop- erty and appointing an appraiser in Queens county (Int. No. 1477).....2216, 2435, 2605, 2681, 2776, 2935	
Tax Law, amend, relative, taxable transfers (Rec. No. 495).	4021
Tax Law, to amend, relative taxable transfers of property (Int. No. 916).....	774
Tax Law, relative to taxable transfers of property, to repeal certain section (Int. No. 172).....92, 1160, 1354, 1389 1593, 1695, 3648, 3794	
Tax Law, to amend, relative to taxable transfers of prop- erty and appointing an appraiser in Queens county (Rec. No. 346)	2748

Tax Law, to amend, relative to taxation of trust companies (Rec. No. 120).....	1143, 1250, 1721, 1843, 1875 1886, 1961, 2148
Tax Law, amend, relative taxation trust companies (Rec. No. 484).....	3695, 3813, 3834
Tax Law, to amend, relative to taxation of trust companies (Int. No. 1692).....	3375, 3555, 3697, 3817
Tax Law, to amend, relative to receipts for taxes (Int. No. 296)	140
Tax Law, to amend, relative to exemption of town water companies from taxation (Int. No. 433).....	197
Tax rate bill (Int. No. 1700).....	4062, 4140
Tax sales and leases, relative cancellation of certain (Int. No. 1251)	1423
Taylor, James D., appointed Speaker's stenographer.....	62
Telegraphic quotation tickers, letting or leasing of, to regu- late (Int. No. 938).....	822, 1719, 1833, 1879, 1926, 2069 2178, 2224, 2300, 2395
Terry, C. L., appointed general messenger.....	63
Testamentary trustees, relative to powers (Int. No. 1220).. 2069, 2183, 2234, 2417, 2498, 2694, 2774, 3013, 3093, 3182	1365
Theresa and Philadelphia, relative to railroad funds of the towns (Rec. No. 374).....	3148
Thomas Asylum for Orphan and Destitute Indian Children, relative appropriation (Int. No. 804).....	580, 2058, 2326, 2384 2561, 2641, 3253
Thomas Asylum for Orphan and Destitute Indian Children, relative appropriation (Rec. No. 204).....	1790
Thompson, Edward, appointed general messenger.....	63

	PAGE.
Thompson, Robert H. D., appointed page.....	62
Thonet, Oscar, appointed deputy clerk.....	1703
Tonawanda, relative to provide for reconstruction of bridge over Erie canal (Int. No. 844).....	619
Tonawanda, relative to bridge over the Erie canal on North Niagara street (Int. No. 26).....	65, 2055, 2235, 2281 2385, 2476, 3193, 3472, 3544, 3546
Tonawanda, relative to State armory (Int. No. 1677).....	3319
Tonawanda, bridge over the Erie canal, relative to con- struction (Int. No. 237).....	118
Tonawanda, reconstruct canal bridge at, appropriation for (Rec. No. 501).....	3876, 4034, 4040
Toll bridges over rivers forming boundaries of counties, relative franchises (Int. No. 1213).....	1364, 2004, 2424, 2692
Town and Election Law, to amend, relative to raising money for town purposes (Int. No. 1551).....	2507, 2758 2889, 2908, 3076, 3154, 3188
Town and Election Law, to amend, relative to raising money for town purposes (Rec. No. 395).....	3154, 3463
Town boards, relative to lease building for justices of the peace to hold court (Int. No. 1147).....	1215, 1642, 1772, 1875, 2081 2193, 2741
Town officers in certain counties, relative to powers and pro- viding for public improvements (Int. No. 1643)....	3007, 3264 3321, 3338, 3685
Town Law, amend section 15 (Rec. No. 465).....	3564, 3912, 3916
Town Law, to amend, relative to care of abandoned ceme- teries (Int. No. 1118).....	1139, 2075, 2321, 2562, 2629, 3193

Town Law, to amend, relative to canvass of votes where town meeting is held (Int. No. 496).....	253
Town Law, to amend, relative to undertakings of town clerks (Int. No. 1146).....	1215
Town Law, to amend, relative to term of office of collector (Int. No. 343).....	163, 588, 817, 857, 926, 974, 2148
Town Law, to amend, relative commissioner of highways (Int. No. 1346).....	1792, 2005, 2141
Town Law, to amend, relative to oaths of office of justices of the peace (Int. No. 766).....	498, 1116, 1351, 1386, 1519, 1603 2048, 2344, 2407, 2417, 2686, 2787, 3255
Town Law, to amend, relative to justices of the peace and town clerks (Rec. No. 376).....	3149, 3360, 3488, 3528
Town Law, to amend, relative to biennial town meetings (Int. No. 719).....	419, 1439, 1523, 1552, 1655, 1761, 2023, 2091, 3253
Town Law, to amend, relative to compensation of town offi- cers (Int. No. 657).....	386, 589, 645, 749, 816, 1197, 1380, 1614, 1646 1831, 1908, 3306, 3332
Town Law, to amend, relative to election of town officers (Int. No. 1539).....	2420, 2764, 2885, 2886, 2939, 3027, 3192
Town Law, to amend, relative to oath of office of overseer of highways (Int. No. 954)....	824, 1379, 1478, 1518, 1656, 1753
Town Law, to amend, relative to taxation of trust companies (Int. No. 451).....	199
Transportation Corporations Law, to amend, relative capital stock of corporations organized to navigate the canals (Int. No. 409).....	184, 2352, 2486, 2557, 2602, 2717, 3015, 3085, 3797

	PAGE.
Transportation Corporations Law, relative extending its provisions to the canals, to repeal certain section (Int. No. 240)	119
Transportation Corporations Law, relative to rents due for lights (Int. No. 356)	165
Transportation Corporations Law, to amend, relative to preserve the rights of water works corporations (Int. No. 825)	583
Troy:	
aldermen, relative to provide for payment of salaries (Int. No. 1491)	2277, 2548, 2606, 2681, 2777, 2932
boundaries and limits of city, to define and describe (Int. No. 856)	654, 1092, 1199, 1254, 1294, 1333, 1558, 1664, 2347
	3134
Catholic Male Orphan Asylum of Troy, relative claim of (Int. No. 1253)	1486, 3223, 3355, 3490, 3579
cemeteries, relative to removal of bodies and extinguish rights of lot owners (Int. No. 984)	870, 1091, 1202, 1253
	1393, 1457, 2347
illuminating and fuel gas, relative to regulate the price of (Int. No. 176)	92, 788
justices' court of city of, relative to change the name (Int. No. 1250)	1423, 1636, 1884, 2181
	2243, 2318, 3851, 3868
Mt. Magdalen School of Industry and Reformatory of the Good Shepherd, relative to commitments (Int. No. 1628)	2899, 3223, 3265, 3328, 3356, 3486, 3516
park commission, to create and provide for additional parks (Int. No. 175)	92, 269, 586, 650, 663
	747, 814, 1212, 1863

Troy—Continued:

PAGE.

public driveway in, relative to lay out, establish and regulate (Int. No. 691)....	415, 838, 1064, 1120, 1169, 1275
State armory, relative to provide for improvement and enlargement (Int. No. 74).....	75, 2056, 2236, 2281 2388, 2475, 3798
Troy Young Men's Association, relative to change the corporate name (Int. No. 304)....	153, 274, 313, 333, 405, 446, 616
Trust companies, relative to confer additional powers in certain counties (Int. No. 1559).....	2508, 3162, 3227, 3381
Trust companies in certain counties, relative to conferring additional powers (Rec. No. 342).....	2748, 3483, 3570, 3606
Trust companies, relative appointment as trustee, guardian or administrator (Int. No. 116).....	82, 392, 453, 478 506, 533, 3198, 3253
Turnpikes, plank roads and bridges, relative corporations exacting toll (Int. No. 67).....	74, 178, 194, 247, 336, 375 463, 654, 772, 783, 1115, 1117, 1393, 1450, 1623
U.	
Ulrich, John, appointed post-office messenger.....	62
Ulster county, relative construction of bridge over Rondout creek at Napanoch (Int. No. 1293).....	1545
Union College, relative to establish a State laboratory of electrical engineering (Int. No. 847).....	619
Union Bridge Company, relative to incorporate (Int. No. 1533)	2420
Union Bridge Company, relative to incorporate (Int. No. 1618	2897
Union Falls, relative appropriation for building dam across Saranac river at (Int. No. 1655).....	3156

United States Mortgage Company, relative to incorporate (Rec. No. 441).....	3476, 3562-3571, 3632
United States Volunteer Life Saving Corps, relative appro- priation (Int. No. 946).....	823, 3211, 3356, 3490, 3578
University Law, to amend, relative to duplicate department (Rec. No. 345).....	2748, 3213, 3281
University Law, to amend, relative to establishment and support of public libraries (Int. No. 1644).....	3069, 3358 3484, 3494
University Law, amend, support of libraries (Rec. No. 466) .	3693
University Law, to amend, relative to powers of trustees of institutions in the University (Int. No. 1645).....	3069, 3316 3377, 3437
University Law, amend, powers of trustees of institutions in the University (Rec. No. 467).....	3693, 3698, 3729
University State of New York, relative to waive certain examinations (Int. No. 1165).....	1289, 2070, 2324 2383, 2561, 2635, 2741
Utica:	
appoint commissioners for changing channel of Mohawk river, relative to provide for, by the issue of bonds (Int. No. 662).....	386, 2074, 2184, 2221, 2560, 2618
appoint commissioners for changing channel of Mohawk river, relative to provide for, by the issue of bonds (Rec. No. 202).....	1706, 3479, 3573, 3618
board of assessors in, to create, relative to review of assessment lists (Int. No. 918).....	774, 1807, 1889 1931, 2080, 2204

Utica—Continued:

PAGE.

board of assessors in, to create, relative to review of assessment lists (Rec. No. 210).....	1792, 2358, 2489, 2581
board of charities, relative to additional member (Int. No. 1183)	1326
bridge over new channel of Mohawk river, to provide for (Int. No. 663).....	387, 1371, 1477, 1512, 1559, 1673
bridge over new channel of Mohawk river, to provide for (Rec. No. 211).....	1792, 3479, 3572, 3619
charter of city, to amend, relative to the tax budget (Int. No. 1095).....	1079, 1808, 1890, 2013, 2387, 2457
charter of city, to amend, relative to tax budget (Rec. No. 173)	1582, 2361, 2489, 2580, 3147 3189, 3359, 3381, 3485, 3505, 3786
charter of city, to amend, relative to letting contracts for street cleaning (Int. No. 1184).....	1326
central advanced schoolhouse, relative to legalize vote cast at general election 1900 (Int. No. 118).....	82
central advanced schoolhouse, relative to legalize vote cast at general election 1900 (Rec. No. 12)....	295, 767
free textbooks to pupils of the common schools, relative to furnishing (Int. No. 664)....	387, 1165, 1270, 1292, 1393 1466
free textbooks to pupils of the common schools, relative to furnishing (Rec. No. 418).....	3209, 3479, 3571, 3624
Mary street schoolhouse, relative to legalize vote cast at general election 1900 (Int. No. 124).....	83
Mary street schoolhouse, relative to legalize vote cast at general election 1900 (Rec. No. 13).....	295, 768

Utica—Continued:

PAGE.

money raised for town expenses, relative to safe keep-	
ing (Int. No. 919).....	774, 1372, 1476, 1512, 1558, 1672
money raised for town expenses, relative to safe keep-	
ing (Rec. No. 209).....	1791, 2361, 2489, 2580
new courthouse in, relative to provide for erection and	
furnishings (Int. No. 772).....	499, 991, 1212
new courthouse in, relative to provide for erection and	
furnishings (Rec. No. 127).....	1144
police and fire commissioners, relative to establish a	
board (Int. No. 12).....	54, 177, 231, 258, 282, 309, 819, 1135
	1171, 1211, 1214, 1357
police and fire commissioners, relative to establish a	
board (Rec. No. 17).....	328
police and fire commissioners, to establish a board, rela-	
tive to increase of appropriation (Int. No. 1393)....	1872
	1997, 2079, 2082, 2188, 2347
water works system, relative electors to vote upon ques-	
tion of establishing (Int. No. 1489).....	2219

Utica Corn Hill Benefit Association, relative to incorporate
(Int. No. 481).....251, 854, 940, 1002, 1015 1043

Utica Corn Hill Benefit Association, relative to incorporate
(Rec. No. 385).....3152, 3479, 3572, 3623

V.

Vehicles, rubber tired, relative to use of lamps (Int. No.	
1411).....	1929, 2434, 2566, 2599, 2777, 2929
Veterans, relative to rights of (Rec. No. 498).....	3914, 3996
Veterans, relative to participate in the exercises of Memo-	
rial Day (Int. No. 205).....	100, 189, 223, 246, 336, 376

Veterans, relative to participate in the exercises of Memorial Day (Rec. No. 7).....	293, 428,	485
Viereck, L. F., appointed clerk to committee on cities.....		63
Village Law, to amend, relative to general powers of board of trustees (Int. No. 1110)....	1081, 1510, 1566, 1589, 1739,	1853
	1900, 2345, 1417, 2590, 2658, 3014, 3079,	3255
Village Law, to amend, relative to separate boards of commissioners and officers of fire departments (Int. No. 298).		141
Village Law, to amend, relative to dissolution of villages (Int. No. 980).....		869
Village Law, to amend, relative to dissolution of villages (Rec. No. 36).....	527, 723, 755,	794
Village Law, to amend, relative to establishment of dumping grounds (Int. No. 53)...	70, 132, 189, 221, 246, 336, 378,	954
Village Law, to amend, relative to jurisdiction of a police justice (Int. No. 254).....		121
Village Law, to amend, relative registration of electors for village elections (Int. No. 436).....		197
Village Law, to amend, relative to registration in villages of the 1st and 2d class (Int. No. 1071).....		1037
Village Law, to amend, relative submission of propositions for election of certain village officers (Int. No. 605).....		325
	477, 509, 722, 816, 857, 927, 978,	1623
Village Law, to amend, relative to changing grade of streets or bridges (Int. No. 1326).....	1706, 2553, 2693,	2771
		3015, 3092
Village Law, to amend, relative to street grades (Rec. No. 34)	527, 995, 1020,	1058

	PAGE.
Village Law, to amend, relative to territory that may be incorporated (Int. No. 1173).....	1290
Village Law, to amend, relative to number of trustees in village of the 4th class (Int. No. 200)....	99, 132, 147, 159, 220 236, 362
Village Law, to amend, relative to acquisition of a water works system (Int. No. 1053).....	1010
Village and Town Law, to amend, relative to protection of the rights of taxpayers (Int. No. 117)....	82, 584, 817, 859, 1016 1040, 3798
Villages of the 4th class, relative to maintenance of private streets as parkways (Int. No. 1585).....	2753, 3071, 3181 3228, 3356, 3486, 3491, 3513, 3686
Vogelgesang, Theodore J., relative to practice medicine (Int. No. 1450).....	2054
Volunteers in United States service who were employees in a State department, relative appropriation for payment of salaries (Int. No. 353).....	165, 2310, 2692, 2768, 2910 3046, 4138

W.

Wallkill river, relative to improve channel (Int. No. 1374).	1869 3212, 3476, 3567, 3600
Walls, retaining, partition and cellar, relative to construction and alteration (Int. No. 1375)....	1869, 2158, 2358, 2483 2598, 2778, 2925
Walters, George, appointed Speaker's messenger.....	62
Warren county, relative to construct and maintain a dam across the Hudson river (Int. No. 1662).	3158, 3313, 3500, 3549

Warren, R. E., appointed assistant doorkeeper.....	62
Warwick, relative to legalize the bonds of Union Free School district No. 12 (Int. No. 41).....	67, 177, 190, 221, 233 611, 653
Washington county, relative to removal of gravel, sand, etc., from bed of Bonds creek (Int. No. 1471).....	2215, 3214 3280, 3322, 3325, 3343, 4031
Washington Hook and Ladder Company, Nassau county, relative to change name (Int. No. 1256).....	1486, 1641, 1772 1821, 1886
Washington Hook and Ladder Company, Nassau county, relative to change name (Rec. No. 232).....	1955
Wasmuth, Charles A., appointed page.....	62
Water districts in towns, relative to establish (Int. No. 669).....	388, 2005, 2320, 2563, 2599, 2778, 2930, 3796
Water, pure and wholesome, to repeal law, relative to sup- ply in certain counties (Int. No. 287).....	139
Waterford, relative to contract with water company for sprinkling Saratoga avenue (Int. No. 292).....	140, 590, 646, 667 860, 932, 1360
Waterford Electric Light and Power Company, relative to build dam across Hudson river (Rec. No. 103).....	1082, 1588 1681, 1765
Waterford, bridge over the Champlain canal at Fulton street, relative to construct (Int. No. 457).....	229, 3482, 3569 3586, 4032
Waterford Electric Light and Power Company, relative to build dam across Hudson river (Int. No. 783).....	523

Waterloo, relative to amend and consolidate the charter of village (Rec. No. 38).....	527, 723, 755, 793, 1287
Watertown, relative to incorporate the fire department (Int. No. 1172)....	1290, 1820, 1875, 2080, 2192, 2743, 3248, 3474 3546, 3680, 3700, 3810, 3890, 3993, 4030
Watertown, to revise charter of city, relative to board of water works (Rec. No. 94).....	1007, 1374, 1480, 1534
Watertown, relative to appropriation for repairs and im- provements of State armory (Rec. No. 394)....	3154, 3213, 3280 3691, 3814, 3826
Watertown, relative to Roswell P. Flower Memorial Library (Rec. No. 438).....	3329, 3690, 3812, 3821, 4032
Waterville, relative to lighting streets, public grounds and buildings (Int. No. 1143)....	1142, 2371, 2490, 2555, 2603, 2721
Watervliet, relative construction of bridge over the Erie canal at Seventh street (Int. No. 1069).....	1036
Watervliet, to amend charter, relative to official news- paper (Int. No. 1081).....	1039, 1496, 1619, 1647, 1935, 2032 2743, 3332, 4003, 4004, 4018, 4139
Watervliet, relative to provide for board of water commis- sioners and proper supply of water (Int. No. 403)....	172, 467 836, 1018, 1073, 1169, 1271, 3549, 4029
Watervliet, to amend charter, relative to board of electric light commissioners (Int. No. 1468)....	2152, 2358, 2483, 2557 2600, 2711, 3126
Watkins, relative repairing and improving the harbor and breakwater in Seneca lake (Int. No. 191)....	98, 1429, 1618, 1645 1832, 1918, 3304, 3332

- Watkins, relative water supply and maintenance of a system of sewers (Int. No. 181)...93, 477, 501, 669, 759, 1212, 1623
1624, 1702, 2042, 2160, 2220, 2386, 2452, 3194
- Watkins, relative to provide for repairing the banks and channels of Glen creek (Int. No. 80).....76, 3321, 3337, 3870
- Watkins Glen Reservation, relative appropriation for State park (Int. No. 363).....166, 3475, 3567, 3582
- Watkins, charter of, to amend, relative to officers (Int. No. 1177).....1291, 1509, 1556, 1738, 1894, 2226, 2291, 2741
- Watling, Robert C., appointed committee clerk 63
- Wendell, Oscar, appointed page..... 63
- Western House of Refuge for Women, relative appropriation (Int. No. 1103)....1080, 2057, 2326, 2384, 2561, 2642, 3136
3472, 3546
- Westchester county, relative to extend time for collection of taxes (Int. No. 1227).....1366, 2884, 2907, 3013, 3078, 3254
- Westchester county, relative collection of unpaid taxes (Int. No. 1049)...1009, 1379, 1473, 1648, 1935, 2024, 2240, 2742
- Westchester county, relative to powers and duties of sheriff (Int. No. 1481)....2217, 2449, 2567, 2599, 2776, 2928, 3735, 3869
- Westchester county, relative salary county judge (Rec. No. 455).....3563, 3874, 3912, 3920
- Westchester county, Society for Prevention of Cruelty to Children, relative annual appropriation (Int. No. 1582).. 2674
3316, 3379, 3448, 3797
- Westchester county, to reimburse for money expended on account of the Croton dam riot (Int. No. 1282)..... 1490
- Westchester county, relative outdoor relief of the poor in the county (Int. No. 1340)....1708, 2005, 2141, 2177, 2226, 2311
2500, 3246

Westfield cemetery corporation, relative to incorporate (Int. No. 1674).....	3259, 3357, 3484, 3498, 3872
Wheatfield, relative to erection of a townhouse (Int. No. 186)	94, 178, 190, 220, 234, 413, 597, 621, 738, 832, 1130 1177, 1361
White Plains, relative to macadamizing streets and ave- nues (Int. No. 883).....	658, 994, 1019, 1070, 1266, 1315
White Plains, relative to macadamizing streets and ave- nues (Rec. No. 141).....	1217, 1788, 3063
White Plains, to incorporate the village, relative to powers and duties of trustees (Int. No. 1540).....	2421
Whitesboro, relative to reappropriate a certain sum for con- struction of bridge over the Erie canal on Brainard street (Int. No. 577).....	291, 621, 817, 858, 927, 977, 3253
Wilkinson, Charles, appointed page.....	62
Witt, Frank J., appointed page.....	62
Woodhull reservoir, appropriation for deepening (Rec. No. 505)	4033, 4058, 4060
Wu Ting Fang, introduced to the Assembly by the Speaker.	105 2434, 2565, 3798
Wyoming county, relative to tax sales (Int. No. 1437).....	1994

Y.

Yale, John R., appointed librarian.....	62
Yonkers, relative to city court (Int. No. 878)....	657, 1093, 1352 1387, 1519, 1605
Yonkers, to amend law relative to the city court (Int. No. 598).....	324, 476, 506, 530, 669, 764

Yonkers, relative to city court (Rec. No. 54) . . .	745, 985, 1021, 1061 1072
Yonkers, relative to city court and compensation of marshal (Rec. No. 168)	1485, 1627
Yonkers, to revise charter relative to fire department (Int. No. 879)	658, 986, 1019, 1072, 1264, 1316, 1417, 1864
Yonkers, relative to borrow money and issue bonds for park purposes (Int. No. 877) . . .	657, 986, 1019, 1169, 1273, 1359, 1864
Yonkers, relative to organize and establish a police depart- ment (Int. No. 122)	83, 200, 232, 257, 336, 379, 609, 1321
Yonkers, relative appropriation for public library (Int. No. 1427)	1993
Yonkers, relative appropriation for public library (Rec. No. 300)	2275, 2761, 2888, 3053
Yonkers, to revise charter, relative to appointment and com- pensation of public officers (Int. No. 904) . . .	741, 1090, 1205 1260, 1393, 1464, 1655, 1743
Yonkers, to revise charter, relative to appointment and com- pensation of public officers (Rec. No. 201) . . .	1705, 1809, 1892 1966, 2744

UNIVERSITY OF ILLINOIS-URBANA



3 0112 105520040